

EIGHTY-EIGHTH DAY

St. Paul, Minnesota, Thursday, March 27, 1980

The Senate met at 11:00 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate. The following Senators answered to their names:

Anderson	Dunn	Knoll	Olhoff	Staples
Bang	Engler	Laufenburger	Renneke	Stokowski
Barrette	Gearty	Luther	Rued	Strand
Benedict	Gunderson	McCutcheon	Schmitz	Stumpf
Bernhagen	Hughes	Menning	Setzepfandt	Tennessen
Chmielewski	Humphrey	Moe	Sikorski	Ueland, A.
Coleman	Johnson	Nelson	Sillers	Ulland, J.
Dieterich	Kirchner	Ogdahl	Spear	Wegener

The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Lee Freeman.

The roll was called, and the following Senators answered to their names:

Anderson	Frederick	Knutson	Omann	Solon
Ashbach	Gearty	Laufenburger	Penny	Spear
Bang	Gunderson	Lessard	Perpich	Staples
Barrette	Hanson	Luther	Peterson	Stern
Benedict	Hughes	McCutcheon	Pillsbury	Stokowski
Bernhagen	Humphrey	Menning	Purfeerst	Strand
Brataas	Johnson	Merriam	Renneke	Stumpf
Chmielewski	Keefe, J.	Moe	Rued	Tennessen
Coleman	Keefe, S.	Nelson	Schmitz	Ueland, A.
Davies	Kirchner	Nichols	Setzepfandt	Ulland, J.
Dieterich	Kleinbaum	Ogdahl	Sieloff	Vega
Dunn	Knaak	Olhoff	Sikorski	Wegener
Engler	Knoll	Olson	Sillers	Willet

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Mr. Omann was excused from the Session of today until 1:30 o'clock p.m. Mr. Menning was excused from the Session of today at 4:00 o'clock p.m. Mr. Schaaf was excused from the Session of today until 3:00 o'clock p.m. Mr. Gunderson was excused from the Session of today from 12:00 to 12:30 o'clock p.m.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Messrs. Barrette; Ulland, J.; Mrs. Knaak; Messrs. Gearty and Nelson introduced—

S. F. No. 2416: A bill for an act relating to elections; making certain changes in the form of certain ballots and ballot labels; clarifying certain ballot preparation procedures; amending Minnesota Statutes 1978, Sections 203A.11, Subdivision 1; 203A.12, Subdivision 2; 206.07, Subdivision 1; 206.09; and Chapter 206, by adding a section.

Referred to the Committee on Elections.

Mrs. Staples and Mr. Hanson introduced—

S. F. No. 2417: A bill for an act relating to taxation; providing for taxation of certain hydroelectric property; amending Minnesota Statutes 1978, Sections 272.01, Subdivision 3; and 273.19, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S. F. No. 1789.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 26, 1980

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 1853: A bill for an act relating to taxation; removing limitations on the admissibility of sales ratio studies; providing that property tax court judges shall be learned in the law; providing that certain documents be made available to the petitioner and providing for their admittance as evidence; providing that tax court judgments will not include penalties; amending Minnesota Statutes 1978, Sections 271.01, Subdivision 1; 272.70; 278.01, Subdivision 1; 278.05; and 278.08; Minnesota Statutes, 1979 Supplement, Section 124.212, Subdivision 11.

Senate File No. 1853 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 26, 1980

CONCURRENCE AND REPASSAGE

Mr. Davies moved that the Senate concur in the amendments by the House to S. F. No. 1853 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1853: A bill for an act relating to taxation; removing limitations on the admissibility of sales ratio studies; providing that certain documents be made available to the petitioner and providing for their admittance as evidence; providing that tax court judgments will not include penalties; amending Minnesota Statutes 1978, Sections 278.01, Subdivision 1; 278.05; and 278.08; Minnesota Statutes, 1979 Supplement, Section 124.212, Subdivision 11.

Was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Laufenburger	Perpich	Staples
Ashbach	Gearty	Lessard	Peterson	Stokowski
Bang	Gunderson	Luther	Pillsbury	Strand
Barrette	Hanson	McCutcheon	Purfeerst	Stumpf
Benedict	Hughes	Menning	Renneke	Tennesen
Bernhagen	Humphrey	Merriam	Rued	Ueland. A.
Brataas	Johnson	Moe	Schmitz	Ulland. J.
Chmielewski	Keefe, J.	Nelson	Setzepfandt	Vega
Coleman	Keefe, S.	Ogdahl	Sikoraki	Wegener
Davies	Kirchner	Olhoff	Sillers	
Dieterich	Knoll	Omamn	Solon	
Dunn	Knutson	Penny	Spear	

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 1764: A bill for an act relating to taxation; property tax; providing for uncontested hearings for property valuation; information to be included on valuation notices; clarifying the computation of agricultural aid credit; clarifying acreage available for homestead credit; prohibiting increases in valuation of property after appeals of market value; changing date for county board of equalization meeting and transfer of books to treasurer; changing penalty and interest rates; clarifying the role of administrative auditor in fiscal disparities; amending Minnesota Statutes 1978, Sections 270.11, Subdivision 6; 273.121; 273.13, Subdivision 6a; 273.135, Subdivision 1; 274.01, Subdivision 1; 274.13, Sub-

division 1; 274.14; 276.01; 279.01; 279.37, Subdivision 2; 282.01, Subdivisions 1 and 4; 282.222, Subdivision 4; 282.261; and 473F.08, by adding a subdivision; Minnesota Statutes, 1979 Supplement, Sections 273.13, Subdivision 6; and 282.15; repealing Minnesota Statutes 1978, Sections 275.31; 275.32; 275.33; 275.34; 275.35; and 473F.08, Subdivisions 7 and 8.

Senate File No. 1764 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 26, 1980

Mr. Merriam moved that S. F. No. 1764 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to the following House File:

H. F. No. 1896: A bill for an act relating to juveniles; establishing criteria for reference of certain juveniles for prosecution; requiring written findings and conclusions after reference hearings; providing monitoring by the crime control planning board; amending Minnesota Statutes 1978, Section 260.125, by adding subdivisions.

And the House respectfully requests that a Conference Committee of five members be appointed thereon:

Kelly, Vanasek, Crandall, Novak and Jennings have been appointed as such committee on the part of the House.

House File No. 1896 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 26, 1980

Mr. Sikorski moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 1896, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1612, 2436 and 2023.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 26, 1980

FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committee indicated.

H. F. No. 1612: A bill for an act relating to metropolitan government; providing for metropolitan area agricultural preserves; providing property tax relief; excepting the conveyance of certain land from restrictions on the filing and recording of conveyances; modifying the policy statement for municipal planning and development; appropriating money; amending Minnesota Statutes 1978, Sections 462.351; and 462.358, Subdivision 4.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 1597 now in the Subcommittee on Bill Scheduling.

H. F. No. 2436: A bill for an act relating to the city of Duluth; providing for certain city tax revenues; repealing Laws 1973, Chapter 461, as amended; and Laws 1977, Chapter 438, as amended.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 2369 now on General Orders.

H. F. No. 2023: A bill for an act relating to waste management; establishing a waste management board and a legislative commission; establishing a state government resource recovery program; establishing solid waste planning assistance and demonstration programs; providing for the issuance of state waste management bonds; providing for the establishment of solid waste management districts; requiring hazardous waste management planning and development; establishing procedures for the review and approval of permits for waste facilities; authorizing debt; appropriating money; amending Minnesota Statutes 1978, Sections 116.06, Subdivisions 9, 10, 13, and by adding subdivisions; 116.07, Subdivisions 2, 4, 4a, and by adding subdivisions; 116.081, Subdivision 1; 116.101; 116.41; 400.03, Subdivision 1; 400.04; 400.06; 400.07; 400.13; 400.16; 400.161; 473.121, by adding a subdivision; 473.149; 473.502; 473.516; 473.801, Subdivision 1; 473.802; 473.803; 473.811; 473.813; 473.823, Subdivision 3, and by adding a subdivision; Chapter 400, by adding a section; and Chapter 473, by adding sections; repealing Minnesota Statutes 1978, Sections 116F.02, Subdivisions 3, 4, and 5; 116F.03; 116F.04; 116F.05, Subdivision 2; 400.03, Subdivisions 2 to 7; 473.121, Subdivisions 27 to 31c; 473.823, Subdivisions 1, 2, and 4; and Laws 1978, Chapter 728, Section 7.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 1980 now in the Subcommittee on Bill Scheduling.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 2268, 2429, 1662 and 1443 for comparison with companion Senate Files, reports the following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H. F. No.	S. F. No.	H. F. No.	S. F. No.	H. F. No.	S. F. No.
2268	2161				
2429	1562				
1662	1629				
1443	1457				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2268 be amended as follows:

Page 3, line 30, after "Subd. 2." to page 4, line 2, before "For" delete

"With respect to specific transactions between a bank holding company and a state bank affiliate, the commissioner of banks shall have the authority to examine the records of such holding company that directly pertain to such transactions to the same extent such holding company were a state bank or trust company." and insert:

"The commissioner, upon determination that it is necessary for supervisory purposes to examine any bank holding company which controls one or more state banks, has the authority to examine a bank holding company to the same extent as if the bank holding company were a state bank or trust company; provided that the examination will be exclusive of subsidiary banks with national charters."

And when so amended H. F. No. 2268 will be identical to S. F. No. 2161, and further recommends that H. F. No. 2268 be given its second reading and substituted for S. F. No. 2161, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2429 be amended as follows:

Page 2, lines 1 to 3, delete *"twice the amount of the interest thus paid from the bank or savings bank taking or receiving the interest,"* and insert *"an amount not exceeding five times the amount by which the rate charged exceeds the lawful rate and which is to be paid during the entire period of the obligation,"*

Page 2, line 4, after the period insert: *"If the loan or forbearance is for an indeterminate period, the damages recoverable under this section shall be an amount not exceeding five times the excess rate for a presumed period of one year or five times the excess interest paid or incurred, whichever is greater."*

And when so amended H. F. No. 2429 will be identical to S. F. No. 1562, and further recommends that H. F. No. 2429 be given its second reading and substituted for S. F. No. 1562, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1662 be amended as follows:

Page 2, delete lines 3 to 5

Page 2, line 10, delete the comma

Page 2, lines 14 and 15, delete ", with the exception of the coordinator of this program"

Page 2, line 24, after "commissioner" insert a period

Page 2, delete line 25

Page 3, line 11, delete ". All shared positions shall be" and insert a semicolon

Page 3, delete lines 12 and 13

Page 3, line 19, after "commissioner" insert ", the governor or the legislature,"

Page 3, line 26, delete "assist the commissioner in reporting" and insert "report"

Page 3, lines 28 and 29, delete ". The commissioner's report shall provide an evaluation of" and insert "on"

Page 3, line 30, before "clause" insert "subdivision 2,"

Page 3, line 31, delete "shall" and insert "to"

Page 4, lines 7 and 8, delete "rate of the appropriate shared-time percent" and insert "pro-rated share" and after "salary" insert "for each employee"

Page 4, line 16, delete "or Minnesota" and insert ", the"

Page 4, line 16, delete "as" and insert ", or the highway patrol retirement fund, whichever is"

Page 4, line 18, after "system" insert "or the highway patrol retirement fund"

Page 4, line 19, delete "Section" and insert "Sections"

Page 4, line 20, delete "credited on a fractional basis"

Page 4, delete lines 21 to 25 and insert "or 352B.01, Subdivision 3, whichever is applicable, with any salary paid for the fractional service credited on the basis of the rate of salary applicable for a full-time week or a full-time year, credited on a pro-rated basis;"

Page 4, lines 26 and 27, delete "rate of the appropriate shared-time percent" and insert "pro-rated share"

Page 4, line 31, delete the period and insert ", except that"

Page 4, line 32, delete "who elect such coverage"

Page 4, line 33, delete "the difference between" and insert "a pro-rated share of"

Page 5, delete line 1

Page 5, line 2, delete "the actual cost." and insert "of the coverage,"

Page 5, line 2, delete "percent" and insert "percentage"

Page 5, line 9, after "hospital" insert a comma

Page 5, lines 12 and 13, delete "the appropriate shared-time percent" and insert "a pro-rated share"

Page 5, line 16, delete "electing such coverage"

Page 5, line 18, delete "the appropriate shared-time percent" and insert "a pro-rated share"

Page 5, line 20, delete "whenever the" and insert a semicolon

Page 5, delete lines 21 to 27

Page 5, line 33, delete ", but shall be" and insert "; and"

Page 6, delete lines 1 and 2

Page 6, lines 4 and 5, delete "at a rate of the appropriate shared-time percent of those available" and after "to" insert "those of"

Page 6, line 7, delete the period and insert ", with"

Page 6, line 7, delete "by the employer"

Page 6, lines 8 and 9, delete "shall be equal to the appropriate share time percent of the full-time benefits" and insert "to be diminished in the same proportion"

Page 6, lines 11 and 12, delete "the appropriate shared-time" and insert "50"

Page 6, line 13, delete "the remaining" and insert "50"

Page 6, line 20, delete "Sections"

Page 6, delete lines 21 and 22

Page 6, line 23, delete "There" and insert "The sum of \$15,000"

Page 6, line 25, delete "7 the" and insert "9, to be available until June 30, 1981."

Page 6, delete lines 26 and 27

Page 6, line 29, delete "1 person" and insert ".5 persons"

And when so amended H. F. No. 1662 will be identical to S. F. No. 1629, and further recommends that H. F. No. 1662 be given its second reading and substituted for S. F. No. 1629, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1443 be amended as follows:

Page 2, lines 12 to 18, delete: *"The governor, in his selection of board members, shall give consideration to persons learned in the law, or persons who have engaged in the profession of public accounting, or persons who have experience as a provider or user of transportation services, as well as being representative of the general public."*

Page 2, lines 22 to 27, delete:

"Subd. 4. [ADMINISTRATIVE SUPPORT.] The commissioner of transportation shall provide for the purchase of administrative assistance in the form of personnel and other administrative services from the resources available to the department of transportation as may be reasonably necessary to support the board's function."

Renumber the remaining subdivisions

Page 4, line 31, before "HEARINGS" insert "TRANSPORTATION REGULATION BOARD;"

Page 6, line 20, to page 10, line 6, delete:

"Sec. 12. Minnesota Statutes, 1979 Supplement, Section 15A.081, Subdivision 1, is amended to read:

15A.081 [SALARIES AND SALARY RANGES FOR CERTAIN EMPLOYEES.] Subdivision 1. The following salaries or salary ranges are provided for the below listed employees in the executive branch of government:

	Salary or Range	
	Effective	Effective
	July 1,	July 1,
	1979	1980
	\$	\$
Administration, department of commissioner	44,000	47,000
Agriculture, department of commissioner	38,000	40,000
Commerce, department of commissioner of banks	34,000	36,500
commissioner of insurance	34,000	36,500
commissioner of securities	34,000	36,500
director of consumer services	28,000	30,000
Community college system chancellor	44,000	46,000

	Salary or Range	
	Effective July 1, 1979	Effective July 1, 1980
	\$	\$
Corrections, department of commissioner	42,000	45,000
ombudsman	33,000	35,000
Crime control planning board, executive director	33,000	35,000
Economic development, department of commissioner	34,000	36,000
Economic security, department of commissioner	43,000	45,000
Education, department of commissioner	43,000	45,000
Energy agency director	38,000	40,000
Finance, department of commissioner	48,000	50,000
Health, department of commissioner	47,000	49,000
Hearing examiners office chief hearing examiner	38,000	40,000
Higher education coordinating board executive director	40,000	42,000
Housing finance agency executive director	39,000	41,000
Human rights, department of commissioner	31,000	33,000
Indian affairs board executive director	27,000	29,000
Investment, board of executive secretary	42,000	44,000
Iron range resources and rehabilitation board commissioner	30,000	31,000
Labor and industry, department of commissioner	38,000	40,000
judge of the workers' compensation court of appeals	38,000	40,000
Mediation services, bureau of director	36,000	38,000

	Salary or Range	
	Effective	Effective
	July 1,	July 1,
	1979	1980
	\$	\$
Natural resources, department of commissioner	44,000	47,000
Personnel, department of commissioner	44,000	47,000
Planning agency director	43,000	45,000
Pollution control agency director	38,000	40,000
Public safety, department of commissioner	38,000	41,000
Public service, department of commissioner, public service commission	34,000	36,000
director	34,000	36,000
Public welfare, department of commissioner	44,000	48,000
Revenue, department of commissioner	44,000	47,000
State University system chancellor	44,000	46,000
Transportation, department of commissioner	44,000	48,000
<i>Transportation, regulation board, board member</i>		32,000
Veterans affairs, department of commissioner	31,000	33,000"
and insert:		

"Sec. 12. Minnesota Statutes 1978, Section 15A.081, Subdivision 1, is amended to read:

15A.081 [SALARIES AND SALARY RANGES FOR CERTAIN EMPLOYEES.] Subdivision 1. The following salaries or salary ranges are provided for the below listed employees in the executive branch of government:

	Base Salary or Range
Administration, department of commissioner	\$41,000

	Base Salary or Range
Agriculture, department of commissioner	36,000
Attorney general, office of deputy attorney general	23,000 - 42,000
Commerce, department of commissioner of banks	32,000
commissioner of insurance	32,000
commissioner of securities	32,000
executive secretary, commerce commission	27,000
Community college system chancellor	41,000
Corrections, department of commissioner	36,000
ombudsman	32,000
Crime prevention and control, governor's commission on executive director	32,000
Economic development, department of commissioner	32,000
Economic security, department of commissioner	41,000
Education, department of commissioner	41,000
Energy agency director	36,000
Finance, department of commissioner	45,000
Health, department of commissioner	41,000
Hearing examiners office chief hearing examiner	36,000
Higher education coordinating board executive director	36,000
Housing finance agency executive director	36,000
Human rights, department of commissioner	29,000
Indian affairs board executive director	25,000
Investment, board of executive secretary	41,000

	Base Salary or Range
Iron range resources and rehabilitation board commissioner	29,000
Labor and industry, department of commissioner	36,000
judge of the workers compensation court of appeals	36,000
director, mediation services	29,000
Natural resources, department of commissioner	41,000
Personnel, department of commissioner	41,000
Planning agency director	41,000
Pollution control agency director	36,000
Public safety, department of commissioner	36,000
Public service, department of commissioner, public service commission	32,000
director	32,000
Public welfare, department of commissioner	41,000
Revenue, department of commissioner	41,000
State university system chancellor	41,000
Transportation, department of commissioner	41,000
<i>Transportation, regulation board, board member</i>	32,000
Veterans affairs, department of commissioner	29,000"

Page 28, after line 5, insert:

"(11) Direct the repair, reconstruction or replacement of any inadequate or unsafe trackage, structure or facility."

Page 38, line 3, delete *"by any political subdivision of the state"*

Page 45, line 26 to page 48, line 8, delete:

"Sec. 57. Minnesota Statutes, 1979 Supplement, Section 221.011, Subdivision 22, is amended to read:

Subd. 22. "Exempt carrier" means any carrier exempt from this chapter, or exempted from any other law or rule by the commissioner or *commission board*. The following are so exempt:

(a) Any person engaged in farming or in transporting agricultural, horticultural, dairy, livestock, or other farm products within an area having a 25 mile radius from his home post office. Such carrier may transport other commodities within such area if the destination of each haul is a farm within the above described area. The owner of any truck operating under this provision shall imprint his name and address in prominent visible letters on the outside of the cab of his truck.

(b) Any occasional accommodation service beyond the 25 mile radius from his home post office by any person engaged in farming as his primary means of livelihood and actually residing on a farm and whose truck or trucks are licensed under provisions of section 168.013, subdivision 1c. Occasional accommodation service shall mean not in excess of six trips in any calendar year.

(c) Any person engaged in agricultural pursuits, who owns and uses a truck for transporting the products of his farm, or any person while engaged exclusively in the transportation of fresh vegetables from farms to canneries or viner stations, or from viner stations to canneries, or from canneries to canneries during the harvesting, canning or packing season, or potatoes, sugar beets, wild rice and rutabagas from the field of production to the first place of delivery or unloading, including but not limited to a processing plant, warehouse or railroad siding. This term shall also apply to a manufacturer, producer, dealer or distributor who, in the pursuit of his own business, owns and uses trucks for the purpose of transporting his own products, and shall apply to any person while engaged exclusively in the transportation of pulpwood, cord wood, mining timber, poles, posts, decorative evergreens, wood chips, sawdust, shavings and bark from the place where the products are produced to the point where they are to be used or shipped.

(d) Any person while exclusively engaged in the transportation of dirt and sod within an area having a 50 mile radius from his home post office.

(e) Any person while exclusively engaged in the transportation of sand, gravel, bituminous asphalt mix or crushed rock to or from the point of loading or a place of gathering within an area having a 50 mile radius from his home post office or a 50 mile radius from the site of construction or maintenance of public roads and streets.

(f) Any person engaged in the transportation of household goods for the federal government or any agency thereof or the transportation of household goods for the state government or any agency thereof, where competitive bids are required by law shall be exempt from the provisions of section 221.161.

(g) Any person engaged in transporting property or freight, excepting household goods and petroleum products in bulk, when

the movement is entirely within the corporate limits of a city or between contiguous cities.

(h) Emergency vehicles such as ambulances, tow trucks, and hearses when carrying proper and legal warning devices.

(i) Any person engaged in delivery or spreading of agricultural lime.

(j) Any person engaged in transporting rubbish as defined in section 443.27.

(k) Any person engaged in the transportation of grain samples under such terms and conditions as the commissioner or ~~commission~~ board may prescribe.

(l) A motor vehicle, in this chapter referred to as a "commuter van," having a capacity of seven to 16 persons which is used principally to provide prearranged transportation of persons for a fee to or from their place of employment or to or from a transit stop authorized by a local transit authority which vehicle is to be operated by a person who does not drive the vehicle for his principal occupation but is driving it only to or from his principal place of employment, to or from a transit stop authorized by a local transit authority, or for personal use at other times by an authorized driver; provided, that commuter vans shall not be exempt from any provision of this chapter which by its terms explicitly applies to these vehicles."

And insert:

"Sec. 57. Minnesota Statutes 1978, Section 221.011, Subdivision 22, is amended to read:

Subd. 22. "Exempt carrier" means any carrier exempt from this chapter, or exempted from any other law or rule by the commissioner or ~~commission~~ board. The following are so exempt:

(a) Any person engaged in farming or in transporting agricultural, horticultural, dairy, livestock, or other farm products within an area having a 25 mile radius from his home post office. Such carrier may transport other commodities within such area if the destination of each haul is a farm within the above described area. The owner of any truck operating under this provision shall imprint his name and address in prominent visible letters on the outside of the cab of his truck.

(b) Any occasional accommodation service beyond the 25 mile radius from his home post office by any person engaged in farming as his primary means of livelihood and actually residing on a farm and whose truck or trucks are licensed under provisions of section 168.013, subdivision 1, 1c paragraph 4a. Occasional accommodation service shall mean not in excess of six trips in any calendar year.

(c) Any person engaged in agricultural pursuits, who owns and uses a truck for transporting the products of his farm, or any person while engaged exclusively in the transportation of fresh

vegetables from farms to canneries or viner stations, or from viner stations to canneries, or from canneries to canneries during the harvesting, canning or packing season, or potatoes, sugar beets, wild rice and rutabagas from the field or production to the first place of delivery or unloading, including but not limited to a processing plant, warehouse or railroad siding. This term shall also apply to a manufacturer, producer, dealer or distributor who, in the pursuit of his own business, owns and uses trucks for the purpose of transporting his own products, and shall apply to any person while engaged exclusively in the transportation of pulpwood, cord wood, mining timber, poles, posts, decorative evergreens, wood chips, sawdust, shavings and bark from the place where the products are produced to the point where they are to be used or shipped.

(d) Any person while exclusively engaged in the transportation of dirt and sod within an area having a 50 mile radius from his home post office.

(e) Any person while exclusively engaged in the transportation of sand, gravel, bituminous asphalt mix or crushed rock to or from the point of loading or a place of gathering within an area having a 50 mile radius from his home post office or a 50 mile radius from the site of construction or maintenance of public roads and streets.

(f) Any person engaged in the transportation of household goods for the federal government or any agency thereof or the transportation of household goods for the state government or any agency thereof, where competitive bids are required by law shall be exempt from the provisions of section 221.161.

(g) Any person engaged in transporting property or freight, excepting household goods and petroleum products in bulk, when the movement is entirely within the corporate limits of a city or between contiguous cities.

(h) Emergency vehicles such as ambulances, tow trucks, and hearses when carrying proper and legal warning devices.

(i) Any person engaged in delivery or spreading of agricultural lime.

(j) Any person engaged in transporting rubbish as defined in section 443.27.

(k) Any person engaged in the transportation of grain samples under such terms and conditions as the commissioner or ~~commission~~ board may prescribe.

(l) A motor vehicle, in this chapter referred to as a "commuter van," having a capacity of seven to 16 persons which is used principally to provide prearranged transportation of persons for a fee to or from their place of employment or to or from a transit stop authorized by a local transit authority which vehicle is to be operated by a person who does not drive the vehicle for his principal occupation but is driving it only to or from his principal place

of employment, to or from a transit stop authorized by a local transit authority, or for personal use at other times by an authorized driver; provided, that commuter vans shall not be exempt from any provision of this chapter which by its terms explicitly applies to these vehicles."

Page 75, line 15, delete "*of the board*,"

Page 75, line 16, strike "commission" and insert "*board*"

Amend the title as follows:

Page 1, line 9, delete "appropriating funds"

Page 1, line 10, after "Sections" insert "15A.081, Subdivision 1;"

Page 1, line 20, after "15" insert ", 22"

Page 1, lines 26 to 29, delete "and Minnesota Statutes, 1979 Supplement, Sections 15A.081, Subdivision 1; and 221.011, Subdivision 2;"

And when so amended H. F. No. 1443 will be identical to S. F. No. 1457, and further recommends that H. F. No. 1443 be given its second reading and substituted for S. F. No. 1457, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred

H. F. Nos. 1655, 1763, 1841, 2090, and 2353 for comparison with companion Senate Files, reports the following House Files were found not identical with their companion Senate Files as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H. F. No.	S. F. No.	H. F. No.	S. F. No.	H. F. No.	S. F. No.
1655	1685				
1763	1884				
1841	1683				
2090	2083				
2353	2025				

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1655 be amended as follows:

Page 2, line 12, after "precipitation" insert "to be available until June 3, 1981"

Page 2, line 14, delete "\$52,283" and insert "\$53,000"

Page 2, line 16, delete "\$24,287" and insert "\$24,000"

Page 2, line 17, delete "\$23,430" and insert "\$23,000"

Page 2, delete lines 18 to 21

Page 2, line 27, delete "department" and insert "entity"

Page 2, line 30, delete "monies" and insert "moneys"

Page 3, delete lines 5 to 11

Page 3, line 12, delete "4" and insert "3"

And when so amended H. F. No. 1655 will be identical to S. F. No. 1685, and further recommends that H. F. No. 1655 be given its second reading and substituted for S. F. No. 1685, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1763 be amended as follows:

Page 1, line 18, delete "\$275,000,000" and insert "\$300,000,000"

And when so amended H. F. No. 1763 will be identical to S. F. No. 1884 and further recommends that H. F. No. 1763 be given its second reading and substituted for S. F. No. 1884, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 1841 be amended as follows:

Page 1, line 9, delete the second "and" and insert "a representative"

Page 1, line 12, delete "senate rules committee" and insert "subcommittee on committees of the senate committee on rules and administration"

Page 1, line 22, after the first "the" insert "Minnesota historical society for the use of the"

Page 2, line 3, delete "shall expire" and insert "expires"

And when so amended H. F. No. 1841 will be identical to S. F. No. 1683, and further recommends that H. F. No. 1841 be given its second reading and substituted for S. F. No. 1683, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2090 be amended as follows:

Page 1, delete lines 6 to 13, and insert:

"Section 1. Minnesota Statutes 1978, Section 340.14, Subdivision 5, is amended to read:

Subd. 5. [SUNDAY SALES.] (a) Notwithstanding the provisions of subdivision 1, in any municipality establishments to which on sale licenses have been issued or hereafter may be issued for the sale of intoxicating liquors which are hotels or restaurants or clubs as defined in section 340.07, and which have facilities for serving not less than 30 guests at one time, may serve intoxicating liquors between the hours of 12 o'clock noon and 12 o'clock midnight on Sundays in conjunction with the serving of food.

(b) It is unlawful for any such establishment, directly or indirectly, to sell or serve such intoxicating liquors as provided in paragraph (a) above, without having first obtained a special license from the municipality therefor. Such special license may be issued by the governing body of the municipality for a period of one year and for such a fee as it shall determine, but not exceeding \$200. The special license may be revoked by the governing body, for cause. The provisions of section 340.112 shall apply to such license. Application for the special license shall be made to the governing body of the municipality in the same manner as application for other licenses to sell intoxicating liquor are made.

(c) This subdivision shall not apply to any municipality until authorized by the voters of the municipality voting on the question at a special election called for such purpose or at the general election in the municipality, the election to be conducted in accordance with the applicable provisions of the Minnesota election law. Provided, however, that municipal voter approval shall not be required *in the case of a license issued by a county board to a licensed premises located within unorganized territory*, in the case of major airports operated by public corporations created under sections 360.101 to 360.125, which are operated by such public corporations as terminals for regular, scheduled air passenger service where the lands or any part thereof constituting the same have been detached from cities under and pursuant to sections 360.126 to 360.132, nor in the case of common carriers licensed under the provisions of sections 340.11, subdivision 3, and 340.12 and any license to sell intoxicating liquors on Sunday issued to a common carrier by the commissioner of public safety shall, in addition to all other license fees, require the payment to the commissioner of public safety of a fee of \$50 per annum plus a fee of \$5 for each duplicate of said license required to be posted in each place where intoxicating liquor is sold by said common carrier."

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to intoxicating liquor; authorizing the issuance of Sunday sales licenses by county boards in unorganized territory without voter approval; amending Minnesota Statutes 1978, Section 340.14, Subdivision 5."

And when so amended H. F. No. 2090 will be identical to S. F. No. 2083, and further recommends that H. F. No. 2090 be given its second reading and substituted for S. F. No. 2083, and that the Senate file be indefinitely postponed.

Pursuant to Rule 49, the Committee on Rules and Administration recommends that H. F. No. 2353 be amended as follows:

Page 2, line 26, reinstate "of"

Page 3, line 31, delete "....." and insert "288,000"

Page 4, line 19, after "of" insert "*Minnesota Statutes, 1979 Supplement*," and capitalize "section" and "subdivision"

And when so amended H. F. No. 2353 will be identical to S. F. No. 2025, and further recommends that H. F. No. 2353 be given its second reading and substituted for S. F. No. 2025, and that the Senate File be indefinitely postponed.

Pursuant to Rule 49, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2268, 2429, 1662, 1443, 1655, 1763, 1841, 2090 and 2353 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Johnson moved that the name of Mr. Penny be added as co-author to S. F. No. 1844. The motion prevailed.

Mr. Rued moved that the names of Messrs. Chmielewski and Ashbach be added as co-authors to S. F. No. 2137. The motion prevailed.

Mr. Moe moved that H. F. No. 251 be withdrawn from the Committee on Finance and re-referred to the Committee on Rules and Administration. The motion prevailed.

Mr. Moe moved that H. F. No. 1710 be withdrawn from the Committee on Finance and re-referred to the Committee on Rules and Administration. The motion prevailed.

Mr. Moe moved that H. F. No. 2019 be withdrawn from the Committee on Finance and re-referred to the Committee on Rules and Administration. The motion prevailed.

Mr. Moe moved that H. F. No. 2045 be withdrawn from the Committee on Finance and re-referred to the Committee on Rules and Administration. The motion prevailed.

Mr. Perpich moved that S. F. No. 386, No. 81 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Mr. Luther moved that H. F. No. 1837, No. 25 on the Calendar, be stricken and placed at the top of General Orders. The motion prevailed.

Mr. Frederick moved that S. F. No. 1764 be taken from the table. The motion prevailed.

S. F. No. 1764: A bill for an act relating to taxation; property tax; providing for uncontested hearings for property valuation; information to be included on valuation notices; clarifying the computation of agricultural aid credit; clarifying acreage available for homestead credit; prohibiting increases in valuation of property after appeals of market value; changing date for county board of equalization meeting and transfer of books to treasurer; changing penalty and interest rates; clarifying the role of administrative auditor in fiscal disparities; amending Minnesota Stat-

utes 1978, Sections 270.11, Subdivision 6; 273.121; 273.13, Subdivision 6a; 273.135, Subdivision 1; 274.01, Subdivision 1; 274.13, Subdivision 1; 274.14; 276.01; 279.01; 279.37, Subdivision 2; 282.01, Subdivisions 1 and 4; 282.222, Subdivision 4; 282.261; and 473F.08, by adding a subdivision; Minnesota Statutes, 1979 Supplement, Sections 273.13, Subdivision 6; and 282.15; repealing Minnesota Statutes 1978, Sections 275.31; 275.32; 275.33; 275.34; 275.35; and 473F.08, Subdivisions 7 and 8.

CONCURRENCE AND REPASSAGE

Mr. Frederick moved that the Senate concur in the amendments by the House to S. F. No. 1764 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1764 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Laufenburger	Penny	Staples
Ashbach	Gearty	Lessard	Perpich	Stern
Bang	Gunderson	Luther	Peterson	Stokowski
Barrette	Hanson	McCutcheon	Pillsbury	Strand
Benedict	Hughes	Menning	Purfeerst	Stumpf
Bernhagen	Humphrey	Merriam	Renneke	Tennessen
Brataas	Johnson	Moe	Rued	Ueland, A.
Chmielewski	Keefe, J.	Nelson	Schmitz	Ulland, J.
Coleman	Kirchner	Nichols	Setzepfandt	Vega
Davies	Kleinbaum	Ogdahl	Sikorski	Wegener
Dieterich	Knaak	Olhott	Sillers	Willet
Dunn	Knoll	Olson	Solon	
Engler	Knutson	Omann	Spear	

So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

S. F. No. 768 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 768

A bill for an act relating to natural resources; requiring county board or land exchange board approval on the acquisition of wild-life lands by the commissioner of natural resources; amending Minnesota Statutes 1978, Section 97.481.

March 25, 1980

The Honorable Edward J. Gearty
President of the Senate

The Honorable Fred C. Norton
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 768, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 768 be further amended as follows:

Page 3, line 4, after "*county*" insert "*and the town officers in each town*"

Page 3, line 5, after "*board*" insert "*and the town officers*"

Page 3, line 7, delete "60" and insert "90"

Page 3, line 8, after "*board*" insert "*and the town officers*"

Page 3, lines 18 and 19, delete "60-90" and insert "90-day"

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) William P. Luther, Robert M. Benedict, James Ulland

House Conferees: (Signed) Elliot C. Rothenberg, Tom Stoa, Adolph Kvam

Mr. Luther moved that the foregoing recommendation and Conference Committee Report on S. F. No. 768 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S. F. No. 768 was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question was taken on the repassage of the bill, as amended by the Conference Committee.

The roll was called, and there were yeas 42 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Ogdahl	Stern
Ashbach	Engler	Knaak	Olhoft	Stokowski
Bang	Gearty	Knoll	Penny	Stumpf
Barrette	Gunderson	Knutson	Perpich	Tennessen
Benedict	Hughes	Lessard	Pillsbury	Ulland, J.
Bernhagen	Humphrey	Luther	Sikorski	Vega
Coleman	Johnson	McCutcheon	Solon	
Davies	Keefe, S.	Merriam	Spear	
Dieterich	Kirchner	Nelson	Staples	

Those who voted in the negative were:

Brataas	Laufenburger	Olson	Renneke	Sillers
Frederick	Menning	Omann	Rued	Strand
Hanson	Moe	Peterson	Schmitz	Wegener
Keefe, J.	Nichols	Purfeerst	Setzepfandt	Willet

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Moe moved that H. F. No. 2470 be taken from the table. The motion prevailed.

SUSPENSION OF RULES

Mr. Moe moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 2470 and that the rules of the Senate be so far suspended as to give H. F. No. 2470 its second and third reading and place it on its final passage. The motion prevailed.

H. F. No. 2470. A bill for an act relating to public improvements; authorizing alteration, repair, rehabilitation, equipping, and replacement of equipment of public buildings with certain conditions; authorizing purchase and sale of public lands and buildings; appropriating money.

H. F. No. 2470 was read the second time.

Mr. Moe moved to amend H. F. No. 2470 as follows:

Delete everything after the enacting clause and insert:

“Section 1. [PUBLIC LAND AND BUILDINGS; GENERAL AND OTHER FUND APPROPRIATIONS.] The sums set forth in the column designated “APPROPRIATIONS” are appropriated from the general fund, or any other fund designated, to the state agencies indicated to be expended in accordance with the provisions of this act.

SUMMARY

CAPITOL COMPLEX	\$ 225,000
NATURAL RESOURCES	220,000
VETERANS AFFAIRS	310,000
EDUCATION	163,826
COMMUNITY COLLEGES	1,500,000
TRANSPORTATION	4,422,800
CORRECTIONS	372,736
PUBLIC WELFARE	1,703,000
MINNESOTA HISTORICAL SOCIETY	359,700
TOTAL	\$ 9,277,062
GENERAL FUND	4,764,262
GAME AND FISH FUND	90,000
TRUNK HIGHWAY FUND	4,422,800

APPROPRIATIONS

Sec. 2. [CAPITOL COMPLEX.]

To the commissioner of administration
for the purposes specified in this section \$ 225,000

- (a) Replace break switches \$ 64,000
- (b) Replace carpet in governor's reception area 16,000
- (c) Elevate high voltage switch gear and transformers 135,000
- (d) Improve or repair ceremonial house 10,000

Sec. 3. [NATURAL RESOURCES.]

To the commissioner of administration
for the purposes specified in this section 220,000

- (a) Relocate Dentaybow shop and warehouse building to Little Fork forestry station 30,000
- (b) Replace well at Lanesboro hatchery 7,000

This appropriation is from the game and fish fund.

- (c) Construct office and warehouse for fisheries and forestry at Finland area headquarters 83,000

This appropriation is from the game and fish fund.

- (d) Install security fencing and improve road and parking surfaces at various sites 100,000

Sec. 4. [VETERANS AFFAIRS.]

To the commissioner of administration
for the purposes specified in this section 310,000

- (a) Purchase equipment for Minneapolis nursing facility 212,000

This appropriation is added to the appropriation in Laws 1976, Chapter 348, Section 3, Subdivision 1.

- (b) Demolish building at Hastings veterans home 35,000
- (c) Demolish buildings at Minneapolis veterans home 63,000

Sec. 5. [EDUCATION.]

Subdivision 1. To the commissioner of administration for the purposes more specifically described in the following subdivisions of this section 163,826

Subd. 2. Minnesota School for the deaf 158,826

(a) Install two fire hydrants 16,000

(b) Repair roofs 127,826

(c) Install drainage tile at Frechette Hall 10,000

(d) Refinish gymnasium floor and replace supports where needed 5,000

Subd. 3. Minnesota Braille and Sight Saving School

Refinish gymnasium floor and replace supports where needed 5,000

Sec. 6. [COMMUNITY COLLEGES.]

To the chancellor of the community college system for roof repairs, road repairs, landscaping, remodeling and miscellaneous maintenance 1,500,000

Sec. 7. [TRANSPORTATION.]

To the commissioner of transportation for the purposes specified in this section 4,422,800

(a) Repair and improve facilities statewide 365,000

(b) Construct salt storage buildings—metro 350,000

(c) Construct electronic communications building 70,000

(d) Construct Morris headquarters building 2,323,000

(e) Construct addition to Golden Valley office 994,000

This appropriation includes \$88,000 to provide space for the highway patrol at the Golden Valley office.

(f) New building contingency 320,800

The appropriation in Laws 1978, Chapter 791, Section 8, Subdivision 4, Clause (b) may be used for planning, design,

and preliminary development of a consolidated truck station servicing the Dakota county area. "Preliminary development" includes land acquisition, site development, utility extension, and other on site activities required preparatory to building construction for a consolidated facility as presented to the 1980 session of the legislature.

The appropriations in this section are from the trunk highway fund.

If the commissioner of transportation does not have sufficient money to match all available federal aid for road and bridge construction during the biennium ending June 30, 1981, the commissioner shall defer the construction of some or all of the buildings in this section until it is possible to match all available federal aid.

Sec. 8. [CORRECTIONS.]

Subdivision 1. To the commissioner of administration for the purposes more specifically described in the following subdivisions of this section

372,736

Subd. 2. Minnesota Correctional Facility—Red Wing

Resurface roads and parking lots

28,000

Subd. 3. Minnesota Correctional Facility—Lino Lakes

56,000

(a) Security cameras

22,400

(b) Repair water tank

33,600

Subd. 4. Minnesota Correctional Facility—Stillwater

259,280

(a) Laundry renovation

91,280

(b) Tuckpointing

168,000

Subd. 5. Minnesota Correctional Facility—St. Cloud

29,456

(a) Recarpet dining room

16,016

(b) Paint water tower

13,440

Sec. 9. [PUBLIC WELFARE.]

Subdivision 1. To the commissioner of administration for the purposes more

specifically described in the following subdivisions of this section.

1,703,000

Subd. 2. Furniture and carpeting

500,000

Subd. 3. Demolition of buildings

150,000

Notwithstanding any law to the contrary, the commissioner of public welfare shall demolish any old or obsolete buildings immediately using any present or prior appropriations available.

Subd. 4. Oak Terrace State Nursing Home

70,000

(a) Roof repairs

65,000

(b) Road resurfacing

5,000

Subd. 5. Anoka State Hospital emergency generator

180,000

Subd. 6. Brainerd State Hospital

88,000

(a) Road and parking lot repairs

28,000

(b) Security improvements to building 1

12,000

(c) Security improvements to building 22

48,000

Subd. 7. Cambridge State Hospital
Emergency electrical power

15,000

Subd. 8. Faribault State Hospital
Emergency battery lighting

85,000

Subd. 9. Fergus Falls State Hospital
Road and parking lot repairs

65,000

Subd. 10. Moose Lake State Hospital
Roof repairs for buildings 1, 2, 3, 4, 51,
52 and 60

174,000

Subd. 11. Rochester State Hospital
Replace boiler controls, renovate elevators in buildings PS 2 and Medical 2, repair roads

133,000

Subd. 12. St. Peter State Hospital

173,000

(a) Reroof machine shop and laundry building

142,000

(b) Electrical improvements to campus buildings and improve water treatment system

31,000

Subd. 13. Willmar State Hospital
Roof repairs for cottage 1, pump house,
and porches 70,000

Sec. 10. [MINNESOTA HISTORICAL SOCIETY.]

To the Minnesota historical society for
the purposes specified in this section 359,700

(a) Interior and exterior restoration
at Hill House 135,000

(b) Improve energy conservation at
historic houses 12,000

(c) Construct museum exhibit staging
and patron area 37,700

(d) Storage and relocation of collec-
tion items 175,000

This appropriation is for the rental of
storage space in the Mechanic Arts
School building and the relocation of
collection items to that space.

Sec. 11. [REVIEW OF BUILDING PLANS.] The commissioner
of administration and the commissioner of transportation shall
not prepare final plans and specifications for any construction or
major remodeling authorized by this act until the using agency or
department has presented the program and schematic plans to the
chairman of the house appropriations committee and the chair-
man of the senate finance committee and the chairmen have made
their recommendations thereon. The recommendations are ad-
visory only. Failure or refusal to make a recommendation promptly
is deemed a negative recommendation.

**Sec. 12. [APPROPRIATIONS FOR CONSTRUCTION;
TRANSFER.]** Upon the awarding of final contracts for the com-
pletion of any project for construction or other permanent im-
provement authorized by this act, the commissioner of admin-
istration as to appropriations made to him and the commissioner
of transportation as to appropriations made to him may transfer
any unencumbered balance in the project account to any other
project enumerated in the same section of the appropriation act as
the project about to be completed. The money transferred pur-
suant to this section is appropriated for the purposes for which
transferred. The commissioner shall report to the chairman of the
house appropriations committee and the chairman of the senate
finance committee on any transfer made pursuant to this section.

**Sec. 13. [APPROPRIATIONS FOR CONSTRUCTION; FED-
ERAL MONEY; EXCEEDING AUTHORIZED COST.]** The
commissioner of administration and the commissioner of trans-
portation shall apply for the maximum federal share for each
capital improvement project for which money is appropriated by
this act. Encumbrance or expenditure of money in excess of the

project authorization shall be made only after the commissioner of administration has consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and the chairmen have made their recommendations thereon. The recommendations are advisory only. Failure or refusal to make a recommendation promptly is deemed a negative recommendation.

Sec. 14. [EFFECTIVE DATE.] This act is effective the day following final enactment."

Amend the title by deleting it and inserting:

"A bill for an act relating to public improvements; authorizing alteration, repair, rehabilitation, equipping, and replacement of equipment of public buildings with certain conditions; authorizing purchase and sale of public lands and buildings; appropriating money."

The motion prevailed. So the amendment was adopted.

Mr. Moe moved that H. F. No. 2470 be laid on the table. The motion prevailed.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the General Orders Calendar. The motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Gearty in the chair.

After some time spent therein, the committee arose, and Mr. Gearty reported that the committee had considered the following:

S. F. Nos. 1752, 514, 620, 1582, 2128, 2337, 2170, 2217, 1638, 2182, 2389, 750 and H. F. Nos. 1435, 1272, 1684, 1765, 1286, 1742, 1794, 1145, 2067 and 2122, which the committee recommends to pass.

S. F. No. 1735, which the committee recommends be re-referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

S. F. No. 1053, which the committee recommends be re-referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

S. F. No. 1870, which the committee recommends be re-referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

S. F. No. 2210, which the committee recommends be re-referred to the Committee on Taxes and Tax Laws.

S. F. No. 2253, which the committee recommends be re-referred to the Committee on Governmental Operations.

S. F. No. 992, which the committee recommends be re-referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

H. F. No. 1818, which the committee recommends to pass with the following amendments offered by Messrs. Lessard and Bernhagen:

Mr. Lessard moved to amend H. F. No. 1818, as amended pursuant to Rule 49, adopted by the Senate March 26, 1980, as follows:

(The text of the amended House File is identical to S. F. No. 1785.)

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 1978, Section 97.49, is amended by adding a subdivision to read:

Subd. 1a. (a) For purposes of this subdivision, "deer license" means a license issued by the commissioner under the provisions of section 98.46, subdivision 2, clauses (2) and (3) and subdivision 14, clauses (2) and (3).

(b) It is the policy of this state that at least \$1 from each deer license issued by the commissioner shall be used for the purpose of deer habitat improvement."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after the first semicolon insert "providing that a portion of deer license fees shall be used for deer habitat improvement;"

Page 1, line 4, delete "Section" and insert "Sections 97.49, by adding a subdivision; and"

The motion prevailed. So the amendment was adopted.

Mr. Bernhagen moved to amend H. F. No. 1818, as amended pursuant to Rule 49, adopted by the Senate March 26, 1980, as follows:

(The text of the amended House File is identical to S. F. No. 1785.)

Page 2, after line 7, insert:

"Sec. 2. Minnesota Statutes 1978, Section 98.47, Subdivision 7, is amended to read:

Subd. 7. No license to trap beaver shall be issued to any person to whom a fur buyer's license shall have been issued and in force, and No license to take fish commercially in international waters extending from Pigeon Point West to the North Dakota boundary line shall be issued to any person or member of his household, or employee, engaged in the business of conducting a summer resort.

Sec. 3. *Section 2 of this act is effective the day following final enactment.*

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "restrictions upon the taking and possession of certain fur bearing animals;"

Page 1, line 4, delete "Section" and insert "Sections 98.47, Subdivision 7; and"

The motion prevailed. So the amendment was adopted.

S. F. No. 2283, which the committee recommends to pass with the following amendment offered by Mr. Setzepfandt:

Page 2, line 32, delete everything after "hearing" and insert a period

Page 2, delete line 33

Page 3, delete lines 1 and 2

Page 3, line 3, delete the new language

The motion prevailed. So the amendment was adopted.

H. F. No. 1956, which the committee recommends to pass with the following amendments offered by Messrs. Knutson, Davies and Johnson:

Mr. Knutson moved to amend H. F. No. 1956 as follows:

Page 7, after line 33, insert:

"Sec. 9. Laws 1980, Chapter 373, Section 8, is amended to read:

Sec. 8. This act is effective May 1, 1980 *except that for a contract for deed executed prior to May 1, 1980, a notice required by section 6 is not required until July 1, 1980.*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 9, before "repealing" insert "and Laws 1980, Chapter 373, Section 8;"

The motion prevailed. So the amendment was adopted.

Mr. Davies moved to amend H. F. No. 1956 as follows:

Page 7, after line 33, insert:

"Sec. 9. *The commissioner of banks is empowered to issue quit claim deeds in connection with loans made by the now defunct department of rural credit, a former state agency. The commissioner shall issue the quit claim deeds upon reasonable evidence the state of Minnesota no longer has a valid claim of title to the property involved. No fee shall be charged for the issuance of a quit claim deed.*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, after "funds;" insert "empowering the commissioner of banks to clear certain title defects involving a defunct state agency;"

The motion prevailed. So the amendment was adopted.

Mr. Johnson moved to amend the amendment placed on H. F. No. 1956 by the Committee on Judiciary, adopted by the Senate March 19, 1980, as follows:

Page 7, after line 17, insert:

"Sec. 9. Minnesota Statutes 1978, Section 541.024, Subdivision 1, is amended to read:

541.024 [LIMITATION OF ACTIONS AFFECTING TITLE TO OR POSSESSION OF TAX FORFEITED LANDS.] Subdivision 1. As against a real estate title based upon or derived from a county auditor's certificate of forfeiture, or auditor's certificate of sale or state assignment certificate which has been of record for at least ten *four* years in the office of the county recorder or in the office of the registrar of titles, no action affecting the possession or title of the real estate shall be commenced on or after June 15, 1978, to enforce any adverse right, claim, interest, incumbrance or lien, based upon the alleged invalidity of the county auditor's certificate of forfeiture, or auditor's certificate of sale or state assignment certificate."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 9, after "508.79;" delete "and"

Page 1, line 9, after "508.82;" insert "and 541.024, Subdivision 1;"

The motion prevailed. So the amendment was adopted.

H. F. No. 1731, which the committee recommends to pass with the following amendment offered by Mr. Vega:

Page 2, after line 6, insert:

"Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of sections 2 to 7, the terms defined in this section have the meanings given them.

Subd. 2. "Agricultural labor" shall mean field labor associated with the cultivation and harvest of fruits or vegetables and work performed in processing fruits and vegetables for market.

Subd. 3. "Migrant worker" means an individual, 17 years of age or older, who travels more than 100 miles to Minnesota from some other state to perform seasonal agricultural labor in Minnesota.

Subd. 4. "Employer" means a grower or processor of fruits or vegetables that employs more than 30 migrant workers per day for more than seven days in any calendar year.

Subd. 5. "To recruit" means to induce an individual, either directly or indirectly through an agent or recruiter, to travel to Minnesota to perform agricultural labor by an offer of employment or of the possibility of employment.

Subd. 6. "Recruiter" means an individual or person other than an employer that for a fee, either for itself or for another individual or person, solicits, hires, or furnishes migrant workers, excluding members of an individual recruiter's immediate family, for agricultural labor to be performed for an employer in this state. "Recruiter" does not include a public agency providing employment services.

Sec. 3. [STATEMENT OF HIRE.] Subdivision 1. [TERMS.] An employer that recruits any migrant worker shall cause to be provided to the migrant worker, at the time the worker is recruited, a written statement of hire which shall state clearly and plainly, in English and Spanish:

(1) The date on which and the place at which the statement was completed and provided to the migrant worker;

(2) The name and permanent address of the migrant worker, of the employer, and of the recruiter or agent who recruited the migrant worker;

(3) The date on which the migrant worker is to arrive at the place of employment, the date on which employment is to begin, the approximate hours of employment, and the minimum period of employment;

(4) The crops and the operations on which the migrant worker will be employed;

(5) The wage rates to be paid;

(6) The payment terms provided in section 4; and

(7) Any deduction to be made from wages.

Subd. 2. [CONTRACT.] The statement of hire is an enforceable contract between the migrant worker and the employer.

Sec. 4. [PAYMENT TERMS.] Subdivision 1. Each migrant worker who is recruited by an employer is entitled to payment in accordance with this section.

Subd. 2. The employer shall pay wages due to the migrant worker at least every two weeks.

Subd. 3. The employer shall guarantee to offer to each migrant worker a minimum of 50 hours of work in any two week pay period and shall pay the worker for the difference between 50 hours of work and the number of hours of work actually offered by the employer in that two week period. The work which is guaranteed shall be the same as or similar to the kind of work specified in the statement of hire. Payment for the guaranteed hours shall be at the hourly wage rate, if any, specified in the statement of hire or the federal minimum wage, whichever is greater. This guarantee applies for the minimum period of employment specified in the

statement of hire beginning with the day after arrival at the place of work or the date on which the migrant worker is to arrive at the place of employment as specified in the statement of hire, whichever occurs later. If the minimum period of employment begins or ends in the middle of a calendar week, the portion of each calendar week including at the beginning or end of the period shall be considered a calendar week if it includes at least four calendar days.

Subd. 4. If the migrant worker quits or is fired for cause prior to the completion of the operation for which he was hired, the migrant worker is entitled to no further guarantee under subdivision 3 from that employer. If the migrant worker quits or is fired for cause before the completion of a two week pay period, he is entitled to no guarantee for that period.

Subd. 5. If on any day for which work is offered the migrant worker refuses or because of illness or disability is unable to perform work which is offered, the employer may reduce the guarantee available in that two week pay period by the number of hours of work actually offered by the employer that day.

Subd. 6. The employer shall provide a written statement at the time wages are paid clearly itemizing each deduction from wages.

Sec. 5. [RECORD KEEPING.] Every employer subject to the provisions of this act shall maintain complete and accurate records of the hours worked by every migrant worker recruited by such employer, and shall preserve the records for a period of at least three years.

Sec. 6. [CIVIL ACTIONS.] Subdivision 1. Any migrant worker claiming to be aggrieved by a violation of sections 3 to 5 may bring a civil action for damages and injunctive relief against his employer.

Subd. 2. If the court finds that any defendant has violated the provisions of sections 3 to 5, the court shall forthwith enter judgment for the actual damages incurred by the plaintiff or liquidated damages as provided by this subdivision, whichever is greater. The amount of liquidated damages shall be as follows:

(1) Whenever the court finds that an employer has violated the record keeping requirements of section 5 or whenever the court finds that an employer has recruited a migrant worker without providing a written statement of hire as provided in section 3, subdivision 2, \$250;

(2) Whenever the court finds that an employer has recruited a migrant worker after having provided a written statement of hire, but finds that the statement of hire fails to comply with the requirement of section 3, subdivision 1 or section 4 of this act, \$250;

(3) Whenever the court finds that an employer has failed to comply with the terms of a statement of hire which he has provided to a migrant worker or has failed to comply with any payment term required by section 4, \$250; and

(4) *Whenever liquidated damages are awarded, they shall be awarded severally in favor of each migrant worker plaintiff and against each defendant found liable.*

Sec. 7. [USE OF WAGNER-PEYSER SYSTEM.] *An employer who uses the federal work clearance order system under the Wagner-Peyser Act of 1933, 48 Stat. 113, as amended, is deemed to recruit the migrant workers who are thereby induced to travel to Minnesota to perform agricultural labor. The provisions of sections 2 to 6 shall not be construed to prohibit the use of the work clearance order system by any employer who recruits migrant workers; but use of the federal work clearance order system by an employer that recruits migrant workers shall not excuse the employer from compliance with the provisions of sections 2 to 6.*

Sec. 8. [EFFECTIVE DATE.] *Sections 2 to 7 are effective November 1, 1980.*"

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon

Page 1, delete line 3

Page 1, line 4, delete "operators" and insert "requiring employers of migrant agricultural laborers to provide statements of hire to recruited migrant workers and to pay those workers according to certain terms; providing for enforcement by private course of action; providing for licenses for operators of certain agricultural equipment and show boilers and for inspection of such equipment and boilers"

The motion prevailed. So the amendment was adopted.

H. F. No. 1768, which the committee recommends to pass with the following amendment offered by Mr. Renneke:

Amend H. F. No. 1768, as amended pursuant to Rule 49, adopted by the Senate March 26, 1980, as follows:

(The text of the amended House File is identical to S. F. No. 1134.)

Page 1, line 14, after "of" insert "either of"

Page 1, line 15, delete "considered together"

The motion prevailed. So the amendment was adopted.

H. F. No. 1451, which the committee recommends to pass with the following amendment offered by Mr. Anderson:

Amend H. F. No. 1451, as amended pursuant to Rule 49, adopted by the Senate March 24, 1980, as follows:

(The text of the amended House File is identical to S. F. No. 2291.)

Page 2, line 33, delete "Southwest" and insert "Southeast"

Page 4, line 31, delete "right" and insert "sight"

The motion prevailed. So the amendment was adopted.

H. F. No. 1190, which the committee recommends to pass with the following amendment offered by Mr. Penny:

Page 9, line 20, after the period insert "Vehicles owned and operated by elderly and needy persons under contract with the commissioner of transportation pursuant to section 160.282 for maintenance services on highway rest stop and tourist centers outside the seven county metropolitan area as defined in section 473.122, may also use these crossovers while those persons are proceeding to or from work in the rest area or tourist center if authorized by the commissioner, and the vehicle carries on its roof a distinctive flag designed and issued by the commissioner."

The motion prevailed. So the amendment was adopted.

S. F. No. 994, which the committee recommends to pass with the following amendments offered by Messrs. Wegener and Sieloff:

Mr. Wegener moved to amend S. F. No. 994 as follows:

Page 13, line 21, delete "Section" and insert "Sections 82.22, Subdivision 13; and"

Page 13, line 22, delete "is" and insert "are"

Amend the title as follows:

Page 1, line 11, delete "Section" and insert "Sections 82.22, Subdivision 13; and"

The motion prevailed. So the amendment was adopted.

Mr. Sieloff moved to amend S. F. No. 994 as follows:

Page 1, after line 14, insert:

"Section 1. Minnesota Statutes 1978, Section 82.22, Subdivision 13, is amended to read:

Subd. 13. [CONTINUING EDUCATION.] (a) After July 1, 1978, all real estate salespersons not subject to or who have completed the educational requirements contained in subdivision 6 and all real estate brokers shall be required to successfully complete 45 hours of real estate education, either as a student or a lecturer, in courses of study approved by the commissioner, within three years after their annual renewal date.

(b) For the purposes of administration, the commissioner shall classify by lot, the real estate brokers and salespersons subject to (a) above, in three classifications of substantially equal size. The first class shall complete 15 hours of approved real estate study between July 1, 1978 and June 30, 1979 inclusive. The second class shall complete 30 hours of approved real estate study between the dates of July 1, 1978 and June 30, 1980 inclusive. The third class shall complete 45 hours of approved real estate study between the dates of July 1, 1978 and June 30, 1981. After the first period, each class shall complete the prescribed educational requirements during successive three year periods.

(c) The commissioner shall adopt rules defining the standards for course and instructor approval, and may adopt rules for the proper administration of this subdivision. *Real estate salespersons and real estate brokers who are also attorneys licensed to practice before this state's supreme court may apply their hours of continuing legal education in whole or in part related to real estate and approved by the state board of continuing legal education toward their required hours of real estate education.*

Sec. 2. *Section 1 applies to all hours of continuing legal education earned from and after July 1, 1978."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after the semicolon insert "allowing legal education courses to substitute for real estate education courses under certain circumstances;"

Page 1, line 7, delete "Section" and insert "Sections 82.22, Subdivision 13;"

The motion prevailed. So the amendment was adopted.

H. F. No. 1302, which the committee recommends to pass with the following amendment offered by Mr. Tennesen:

Amend the amendment placed on H. F. No. 1302 by the Committee on Commerce, adopted by the Senate March 20, 1980, as follows:

Before Section 3, insert:

"Sec. 3. Minnesota Statutes, 1979 Supplement, Section 48.185, Subdivision 2, is repealed."

Amend the title as follows:

Page 1, line 5, after "Subdivision 1" insert:

"; repealing Minnesota Statutes, 1979 Supplement, Section 48.185, Subdivision 2"

The motion prevailed. So the amendment to the amendment was adopted.

S. F. No. 1340, which the committee recommends to pass with the following amendment offered by Mr. Kleinbaum:

Page 6, line 18, after "miles" insert *"; provided that if the vehicle is hauling ready-mix concrete and the distance to the scales, when added to the distance from origin of the load to the destination of the load, exceeds 25 miles, the maximum distance the vehicle may be required to be driven to a scale for weighing is five miles"*

The motion prevailed. So the amendment was adopted.

S. F. No. 1986, which the committee recommends to pass with the following amendment offered by Mr. Chmielewski:

Page 2, line 31, delete "*this*" and insert "*sections 1 and 2*"

Page 2, line 32, delete "*act*"

Page 2, after line 33, insert:

"Sec. 4. WHEREAS, Sixty-three years ago, the Nation declared war on Germany and Austria in defense of freedom of the seas and over four and one-half million young Americans left their jobs and classrooms to help win the war that was "To make the World safe for Democracy"; and,

WHEREAS, a large percentage of these veterans are house-bound and in need of care; NOW, THEREFORE,

BE IT RESOLVED by the Legislature of the State of Minnesota, that Congress pay the debt that America owes these needy, aged, veterans by enacting H. R. 1918 into law.

BE IT FURTHER RESOLVED that the Secretary of State of the State of Minnesota is instructed to transmit enrolled copies of this resolution to the President of the United States, the President of the United States Senate, the Speaker of the House of Representatives of the United States, and to the Minnesota Senators and Representatives in Congress.

Sec. 5. The sum of \$5,000 is appropriated from the general fund to the department of veterans' affairs for the purpose of establishing a suitable memorial to Minnesota's war dead in Memorial Hall at Arlington National Cemetery. The funds are available until expended."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after "*monument;*" insert "*authorizing a memorial to Minnesota's war dead in Arlington National Cemetery; memorializing Congress to pass H. R. 1918, a service pension for veterans of World War One and their surviving spouses;*"

The motion prevailed. So the amendment was adopted.

H. F. No. 1816, which the committee recommends to pass with the following amendments offered by Messrs. Solon and Sikorski:

Mr. Solon moved to amend H. F. No. 1816, as amended pursuant to Rule 49, adopted by the Senate March 24, 1980, as follows:

(The text of the amended House File is identical to S. F. No. 1944.)

Page 3, delete section 3

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, delete "*401.02, Subdivision 3;*"

The motion prevailed. So the amendment was adopted.

Mr. Sikorski moved to amend H. F. No. 1816, as amended pursuant to Rule 49, adopted by the Senate March 24, 1980, as follows:

(The text of the amended House File is identical to S. F. No. 1944.)

Page 12, after line 33, insert:

"Sec. 23. Laws 1978, Chapter 693, Section 2, is amended to read:

Sec. 2. [EFFECTIVE DATE.] *This act Laws 1978, Chapter 693 is permanently effective upon its approval by the board of commissioners of Washington county and compliance with Minnesota Statutes, Section 645.021 and expires two years after that date.*

Sec. 24. *Section 23 is effective upon approval by the governing body of Washington County and compliance with Minnesota Statutes, Section 645.021."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 12, before "repealing" insert "Laws 1978, Chapter 693, Section 2;"

The motion prevailed. So the amendment was adopted.

H. F. No. 644, which the committee recommends to pass with the following amendment offered by Mr. Strand:

Page 6, after line 15, insert:

"Sec. 6. Minnesota Statutes 1978, Chapter 214, is amended by adding a section to read:

[214.15] [TRADE REGULATION.] *Notwithstanding any other law to the contrary, members of occupations regulated by the licensing boards may advertise, but advertisements must not be inconsistent with rules relating to advertising format and substance which each board is herewith empowered to adopt if that board had statutory advertising limitations on the effective date of the rules. A board may adopt rules relating to minimum fees, splitting of fees, referral fees, compensation, hours of practice, or other practice limitations, but only if (a) the governor or the board had specific statutory limitations or specific statutory authority to adopt the rules on the effective date of the rules, (b) the rules are not inconsistent with other law and (c) the rules are immediately and directly related to the protection of the safety and well-being of citizens of the state."*

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 12, after the semicolon insert "providing for rules on advertising by licensed professionals;"

Page 1, line 18, delete "Chapter" and insert "Chapters"

Page 1, line 19, after "section" insert "; and 214 by adding a section"

The motion prevailed. So the amendment was adopted.

H. F. No. 1790 which the committee recommends to pass, subject to the following motion:

Mr. Johnson moved to strike the Rule 49 amendment to H. F. No. 1790 adopted by the Senate on March 24, 1980 and further amend H. F. No. 1790 as follows:

Page 1, line 15, delete "erected" and insert "permitted"

Page 1, line 15, delete "a local park" and insert "the park, site or area"

Page 1, line 18, delete "that owns the local park"

Page 1, after line 19, insert:

"Sec. 2. [TRAVEL INFORMATION FRANCHISE PROGRAM.] *Subdivision 1. The commissioner of transportation shall establish a franchise program to lease space within tourist information centers and safety rest areas for the purpose of providing information to travelers through travel-related commercial and public service advertising.*

Subd. 2. The program may, in its initial phase, utilize space within existing publicly owned buildings and shelters in safety rest areas and tourist information centers. This phase shall be operational by May 1, 1981. Franchises for this phase shall be ready to let by January 1, 1981.

Subd. 3. The program may also include franchises for the construction, operation and maintenance of additional information structures by the franchisee at his expense on state owned lands within safety rest or tourist information center areas. All structures constructed by the franchisee shall meet or exceed specifications prescribed by the commissioner of transportation and shall satisfy the requirements of the state building code for accessibility by the physically handicapped. All structures shall be designed to enhance their site and shall be aesthetically compatible with the natural environment.

Subd. 4. The commissioner shall determine the sites to be included in this program and shall also determine if the advertising display at each site is to be inside or outside of any buildings or shelters.

Sec. 3. [COMMISSIONER OF TRANSPORTATION TO GRANT FRANCHISES.] *Subdivision 1. The commissioner of transportation, by public negotiation or bid, shall grant franchises for the purposes of section 2. Each franchise agreement shall include the safety rest areas and tourist information centers in a geographical area comprising approximately one-quarter of the*

land area of the state. The franchise agreement shall insure that the franchisee provide services throughout the area in as many tourist information centers and safety rest areas as are reasonably necessary for the convenience of travelers.

Subd. 2. The commissioner of transportation shall require the franchisee to obtain liability insurance in an amount prescribed by the commissioner jointly insuring the state and the franchisee against any and all liability for claims for damage occurring wholly or partly because of the existence of the franchise.

Subd. 3. The franchise agreement may provide that a percentage of the gross revenues derived from advertising shall be paid to the state for deposit in the trunk highway fund.

Sec. 4. [ADDITIONAL FRANCHISE PROVISIONS.] Subdivision 1. Each franchise agreement shall contain the following provisions:

(a) The franchisee shall comply with 23 CFR 252 and subsequent revisions pertaining to privately operated information systems;

(b) At least 40 percent of the commercial advertising space shall be offered initially for a reasonable period of time to local advertisers who provide services for travelers within a 60 mile radius of the safety rest area or tourist information center;

(c) The franchisees shall make appropriate marketing efforts in an attempt to lease at least 40 percent of the commercial advertising space to local advertisers; and

(d) Reasonable performance standards, and maintenance standards for structures constructed by the franchisee.

Subd. 2. The franchise agreement shall impose limitations on advertising space within state owned buildings or on state owned property in safety rest areas and tourist information centers.

Subd. 3. The commissioner of transportation may require additional reasonable terms and conditions to be included in the franchise agreement, including but not limited to, provisions governing the renewal and termination of the agreement, and in the event of termination, the rights of the state and the franchisee in advertising contracts and in buildings constructed by the franchisee.

Sec. 5. Minnesota Statutes 1978, Section 160.08, Subdivision 7, is amended to read:

Subd. 7. [NO COMMERCIAL ESTABLISHMENT WITHIN RIGHT-OF-WAY.] No commercial establishment, including but not limited to automotive service stations, for serving motor vehicle users shall be constructed or located within the right-of-way of, or on publicly owned or publicly-leased land acquired or used for or in connection with, a controlled access highway, except that structures may be built within safety rest and tourist information center areas and space within state owned buildings in

those areas may be leased for the purpose of providing information to travelers through commercial and public service advertising pursuant to franchise agreements as provided in sections 2 to 4.

Sec. 6. Minnesota Statutes 1978, Section 161.23, Subdivision 3, is amended to read:

Subd. 3. [LEASING.] The commissioner may lease for the term between the acquisition and sale thereof and for a fair rental rate and upon such terms and conditions as he deems proper, any excess real estate acquired under the provisions of this section, and any real estate acquired in fee for trunk highway purposes and not presently needed therefor. All rents received from the leases shall be paid into the state treasury. Seventy percent of the rents shall be credited to the trunk highway fund. The remaining thirty percent shall be paid to the county treasurer where the real estate is located, and shall be distributed in the same manner as real estate taxes. *This subdivision does not apply to real estate leased for the purpose of providing commercial and public service advertising pursuant to franchise agreements as provided in sections 2 to 4.*

Sec. 7. Minnesota Statutes 1978, Section 161.433, Subdivision 2, is amended to read:

Subd. 2. [CONSIDERATION FOR USE.] The consideration paid for the use of air space or subsurface areas shall be determined by the commissioner, but in no event shall it be less than a fair rental rate, and shall include costs for the erection and maintenance of any facilities or other costs occasioned by that use. All moneys received shall be paid into the trunk highway fund. *This subdivision does not apply to real estate leased for the purpose of providing commercial and public service advertising pursuant to franchise agreements as provided in sections 2 to 4.*

Sec. 8. Minnesota Statutes 1978, Section 161.434, is amended to read:

161.434 [RIGHT OF WAYS OF INTERSTATE AND TRUNK HIGHWAYS; LIMITED LAND USE.] The commissioner may also make such arrangements and agreements as he deems necessary in the public interest for the limited use of land owned as interstate or trunk highway right of way, which use shall be for highway purposes, including aesthetic purposes, but not including the erection of permanent buildings, *except buildings or structures erected for the purpose of providing information to travelers through commercial and public service advertising pursuant to franchise agreements as provided in sections 2 to 4.* The commissioner shall secure the approval of the appropriate federal agency where such approval is required."

Renumber the remaining section

Amend the title as follows:

Page 1, line 4, after the semicolon insert "providing for a travel information franchise program, and prescribing the powers

and duties of the commissioner of transportation in relation thereto;"

Page 1, line 5, delete "Section" and insert "Sections 160.08, Subdivision 7; 161.23, Subdivision 3; 161.433, Subdivision 2; 161.434; and"

The motion prevailed. So the amendment was adopted.

S. F. No. 723, which the committee recommends to pass with the following amendment offered by Mrs. Staples:

Page 4, line 13, reinstate the stricken "who did not"

Page 4, lines 14 to 16, reinstate the stricken language

Page 5, line 6, reinstate the stricken language

Page 5, delete lines 7 to 11

Page 6, delete section 4

Page 6, line 10, delete "5" and insert "4"

Page 6, line 12, delete "*this act*" and insert "*sections 1 to 3*"

Amend the title as follows:

Page 1, line 9, delete everything after "Subdivision 1" and insert a period

Page 1, delete lines 10 to 12

The motion prevailed. So the amendment was adopted.

S. F. No. 2100, which the committee recommends to pass with the following amendments offered by Messrs. Knoll and Davies:

Mr. Knoll moved to amend S. F. No. 2100 as follows:

Page 2, after line 17, insert:

"Subd. 3. No person shall sell for use in a dwelling place building materials subject to the written disclosure requirement of subdivision 1 unless the seller has provided to the purchaser a copy of the written disclosure provided by the manufacturer. No person shall for gain install or use in a dwelling place building materials subject to the written disclosure requirement of subdivision 1 unless the installer or user has provided to the person on whose behalf the materials are installed or used a copy of the written disclosure provided by the manufacturer."

Renumber the subdivisions in sequence

The motion prevailed. So the amendment was adopted.

Mr. Knoll then moved to amend S. F. No. 2100 as follows:

Page 3, after line 7 insert:

"Subd. 6. Any person who is found in violation of subdivisions 1 to 3 shall be deemed in violation of section 325.79, subdivision 1, and the provisions of section 325.907 shall apply."

The motion prevailed. So the amendment was adopted.

Mr. Davies moved to amend S. F. No. 2100 as follows:

Page 3, after line 7, insert:

"Sec. 3. [DEFINITIONS.] Subdivision 1. As used in sections 3 to 9, the terms defined in these sections have the meanings given them, unless the context requires otherwise:

Subd. 2. "Improper means" includes theft, bribery, misrepresentation, breach or inducement of a breach of a duty to maintain secrecy, or espionage through electronic or other means;

Subd. 3. "Misappropriation" means:

(i) acquisition of a trade secret of another by a person who knows or has reason to know that the trade secret was acquired by improper means; or

(ii) disclosure or use of a trade secret of another without express or implied consent by a person who

(A) used improper means to acquire knowledge of the trade secret; or

(B) at the time of disclosure or use, knew or had reason to know that his knowledge of the trade secret was

(I) derived from or through a person who had utilized improper means to acquire it;

(II) acquired under circumstances giving rise to a duty to maintain its secrecy or limit its use; or

(III) derived from or through a person who owed a duty to the person seeking relief to maintain its secrecy or limit its use; or

(C) before a material change of his position, knew or had reason to know that it was a trade secret and that knowledge of it had been acquired by accident or mistake.

Subd. 4. "Person" means a natural person, corporation, business trust, estate, trust, partnership, association, joint venture, government, governmental subdivision or agency, or any other legal or commercial entity.

Subd. 5. "Trade secret" means information, including a formula, pattern, compilation, program, device, method, technique, or process, that:

(i) derives independent economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use, and

(ii) is the subject of efforts that are reasonable under the circumstances to maintain its secrecy.

Sec. 4. [INJUNCTIVE RELIEF.] (a) Actual or threatened misappropriation may be enjoined. Upon application to the court, an injunction shall be terminated when the trade secret has

ceased to exist, but the injunction may be continued for an additional reasonable period of time in order to eliminate commercial advantage that otherwise would be derived from the misappropriation.

(b) If the court determines that it would be unreasonable to prohibit future use, an injunction may condition future use upon payment of (1) an equitable royalty for no longer than the period of time the use could have been prohibited; or (2) other compensation.

(c) In appropriate circumstances, affirmative acts to protect a trade secret may be compelled by court order.

Sec. 5. [DAMAGES.] (a) In addition to or in lieu of injunctive relief, a complainant may recover damages for the actual loss caused by misappropriation. A complainant also may recover for the unjust enrichment caused by misappropriation that is not taken into account in computing damages for actual loss.

(b) If willful and malicious misappropriation exists, the court may award exemplary damages in an amount which the court deems just and equitable.

Sec. 6. [ATTORNEY'S FEES.] If (i) a claim of misappropriation is made in bad faith, (ii) a motion to terminate an injunction is made or resisted in bad faith, or (iii) willful and malicious misappropriation exists, the court may award reasonable attorney's fees to the prevailing party.

Sec. 7. [PRESERVATION OF SECRECY.] In an action under sections 3 to 9, a court shall preserve the secrecy of an alleged trade secret by reasonable means, which may include granting protective orders in connection with discovery proceedings, holding in-camera hearings, sealing the records of the action, and ordering any person involved in the litigation not to disclose an alleged trade secret without prior court approval.

Sec. 8. [STATUTE OF LIMITATIONS.] An action for misappropriation must be brought within three years after the misappropriation is discovered or by the exercise of reasonable diligence should have been discovered or the purposes of this section, a continuing misappropriation constitutes a single claim.

Sec. 9. [EFFECT ON OTHER LAW.] (a) Sections 3 to 9 displace conflicting tort, restitutionary, and other law of this state pertaining to civil liability for misappropriation of a trade secret.

(b) Sections 3 to 9 do not affect:

(1) contractual or other civil liability or relief that is not based upon misappropriation of a trade secret; or

(2) criminal liability for misappropriation of a trade secret.

Sec. 10. [SHORT TITLE.] Sections 3 to 9 may be cited as the "Uniform Trade Secrets Act."

Sec. 11. [TIME OF TAKING EFFECT.] Sections 3 to 9 of this

act take effect on August 1, 1980, and do not apply to misappropriation occurring prior to the effective date."

Renumber the remaining section in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "enacting the uniform trade secrets act;"

The motion prevailed. So the amendment was adopted.

H. F. No. 1835 which the committee recommends to pass, subject to the following motion:

Mr. Laufenburger moved that the amendment made to H. F. No. 1835 by the Committee on Rules and Administration in the report adopted March 24, 1980, pursuant to Rule 49, be stricken. The motion prevailed. So the amendment was stricken.

H. F. No. 1837 which the committee reports progress, subject to the following motion:

Mr. Willet moved to amend H. F. No. 1837 as follows:

Page 2, after line 6, insert:

"Sec. 3. Minnesota Statutes 1978, Chapter 79, is amended by adding a section to read:

[79.172] [INFORMATION REQUIRED IN PETITION.] *Subdivision 1. The commissioner shall not adopt or modify any schedule of workers' compensation rates nor shall he grant any hearing for modification of a schedule of rates except on a petition of the rating association which sets forth the information required pursuant to section 79.171 in the form and detail required pursuant to subdivision 2.*

Subd. 2. The rating association shall include in any petition requesting a hearing for modification of the schedule of rates a statement that sets forth the following information:

(a) The incurred but not reported losses of its members for each of the ten policy years preceding the policy year in which the petition is filed, calculated as of the first report and the fifth report (if the fifth year has occurred) following the policy year to which the losses apply. The losses shall be for the members' Minnesota workers' compensation business only.

(b) The paid and outstanding losses of its members for each of the ten policy years preceding the policy year in which the petition is filed, calculated as of the first report and the fifth report (if the fifth year has occurred) following the policy year to which the losses apply. The losses shall be for the members' Minnesota workers' compensation business only. Paid and outstanding losses shall be stated separately.

(c) The capital and surplus of its members attributable to the members' workers' compensation business in Minnesota.

(d) *The total amount of assets set aside by its members to balance their liabilities for all outstanding losses and all incurred but not reported losses as of December 31 of the year preceding the year in which the petition is filed, and the same information as of December 31 of each of the four preceding years. The amounts shall be calculated for the members' Minnesota workers' compensation business only.*

(e) *The Minnesota workers' compensation premium volume of its members for each of the five years preceding the year in which the petition is filed.*

(f) *The average return on invested capital and surplus of its members for each of the five years preceding the year in which the petition is filed.*

(g) *The average return on invested assets as described in clause (d) for each of the five years preceding the year in which the petition is filed.*

Subd. 3. Any petition of the rating association now on file with the commissioner for a hearing for modification of the current schedule of rates which does not set forth the information required pursuant to subdivisions 1 and 2, and on which any hearing or other proceeding is in progress on the effective date of this section, is void and without effect. Any such petition shall not be amended to set forth any of the information required pursuant to subdivisions 1 and 2 which was not set forth when the original petition was filed. Any hearing or other proceeding based upon such a petition is terminated and the matter shall not be reheard or reconsidered. In order to protect the interests of the public and of persons who may intervene in any hearing in which the modification of a schedule of rates is considered, an entirely new proceeding shall be commenced under this chapter including a new contested case proceeding when the commissioner accepts any new petition for modification of a schedule of rates filed after the effective date of this section."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon insert "prohibiting changes in workers' compensation insurance rates until a new petition is filed by the rating association containing certain information;"

Page 1, line 7, before the period insert "; and Chapter 79, by adding a section"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 52 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Engler	Hughes	Keefe, S.
Ashbach	Chmielewski	Gearty	Humphrey	Kirchner
Barrette	Coleman	Gunderson	Johnson	Kleinbaum
Benedict	Dunn	Hanson	Keefe, J.	Knaak

Lessard	Olson	Rued	Staples	Ulland, J.
Luther	Omann	Schmitz	Stern	Vega
Merriam	Penny	Setzepfandt	Stokowski	Wegener
Moe	Perpich	Sikorski	Strand	Willet
Nelson	Peterson	Sillers	Stumpf	
Nichols	Purfeerst	Solon	Tennessee	
Olhoft	Renneke	Spear	Ueland, A.	

Those who voted in the negative were:

Bang	Davies	Frederick	Pillsbury	Sieloff
Brataas	Dieterich	Knutson		

The motion prevailed. So the amendment was adopted.

H. F. No. 1837 was then progressed.

Mr. Coleman moved that the report of the Committee of the Whole, as kept by the Secretary, be now adopted.

Mr. Tennessee requested that the report on S. F. No. 994 be divided out.

Mr. Ashbach requested that the report on H. F. No. 1731 be divided out.

The question was taken on the adoption of the motion of Mr. Coleman as to the balance of the report. The motion prevailed.

The question was taken on the adoption of the report on S. F. No. 994.

The roll was called, and there were yeas 23 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Johnson	Penny	Schmitz	Vega
Bernhagen	Kleinbaum	Perpich	Sieloff	Wegener
Chmielewski	Merriam	Purfeerst	Solon	Willet
Gunderson	Nelson	Renneke	Stokowski	
Hughes	Olson	Rued	Strand	

Those who voted in the negative were:

Ashbach	Dunn	Kirchner	Moe	Sillers
Barrette	Engler	Knaak	Olhoft	Spear
Benedict	Frederick	Knoll	Omann	Staples
Brataas	Gearty	Knutson	Peterson	Stern
Coleman	Hanson	Lessard	Pillsbury	Stumpf
Davies	Keefe, J.	Luther	Setzepfandt	Tennessee
Dieterich	Keefe, S.	McCutcheon	Sikorski	Ulland, J.

The motion did not prevail. So the report on S. F. No. 994 was not adopted.

The question was taken on the adoption of the report on H. F. No. 1731.

The roll was called, and there were yeas 42 and nays 21, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Gearty	Hughes	Keefe, S.
Benedict	Davies	Gunderson	Humphrey	Kleinbaum
Chmielewski	Dieterich	Hanson	Johnson	Knoll

Lessard	Nichols	Purfeerst	Staples	Vega
Luther	Olhoft	Schmitz	Stern	Wegener
McCutcheon	Olson	Setzepfandt	Stokowski	Willet
Merriam	Penny	Sikorski	Strand	
Moe	Perpich	Solon	Stumpf	
Nelson	Peterson	Spear	Tennessee	

Those who voted in the negative were:

Ashbach	Dunn	Kirchner	Renneke	Ulland, J.
Bang	Engler	Knaak	Rued	
Barrette	Frederick	Knutson	Sieloff	
Bernhagen	Jensen	Omann	Sillers	
Brataas	Keefe, J.	Pillsbury	Ueland, A.	

The motion prevailed. So the report on H. F. No. 1731 was adopted.

Without objection, the Senate reverted to the Order of Business of Messages from the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 2134: A bill for an act relating to natural resources; providing for analysis of hydroelectric generating capacity of publicly owned dams; clarifying provisions relating to the administration of and authorization for dam repair and reconstruction grants; authorizing the employment of a person to administer grants; appropriating money; amending Minnesota Statutes 1978, Section 105.482, Subdivisions 1 and 4; Minnesota Statutes, 1979 Supplement, Section 105.482, Subdivisions 3 and 5a; and Laws 1979, Chapter 300, Section 4, Subdivisions 1 and 5.

Senate File No. 2134 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 27, 1980

Mr. Willet moved that the Senate do not concur in the amendments by the House to S. F. No. 2134 and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 702: A bill for an act relating to health; requiring counties to establish local nursing home pre-admission screening teams; prescribing duties of the teams and the commissioner of public welfare; appropriating money; amending Minnesota Statutes 1978, Chapter 256B, by adding a section.

Senate File No. 702 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 27, 1980

Mrs. Staples moved that the Senate do not concur in the amendments by the House to S. F. No. 702 and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Moe moved that S. F. No. 2394, No. 30 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Mr. Moe moved that S. F. No. 2400, No. 32 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

RECESS

Mr. Coleman moved that the Senate do now recess until 8:00 o'clock p.m. The motion prevailed.

The hour of 8:00 o'clock p.m. having arrived, the President called the Senate to order.

Pursuant to Rule 21, Mr. McCutcheon moved that the following members be excused for a Conference Committee on H. F. No. 1121:

Messrs. Sillers, Johnson, Hanson, Peterson and McCutcheon. The motion prevailed.

CALL OF THE SENATE

Mr. Johnson imposed a call of the Senate. The following Senators answered to their names:

Anderson	Dieterich	Kleinbaum	Olson	Spear
Ashbach	Dunn	Knoll	Penny	Stern
Bang	Engler	Knutson	Perpich	Stumpf
Barrette	Gearty	Lessard	Peterson	Tennessee
Benedict	Gunderson	Luther	Purfeerst	Ulland, J.
Bernhagen	Hanson	McCutcheon	Rued	Vega
Brataas	Johnson	Moe	Schmitz	Willet
Chmielewski	Keefe, J.	Nelson	Setzepfandt	
Coleman	Keefe, S.	Ogdahl	Sikorski	
Davies	Kirchner	Olhoft	Sillers	

The Sergeant at Arms was instructed to bring in the absent members.

Without objection, the Senate reverted to the Order of Business of Messages from the House, First Reading of House Bills, Reports of Committees, Second Reading of Senate Bills and Second Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 1690, 1749, 1997, 2195, 1772, 1811, 1922 and 1541.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 27, 1980

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 1962: A bill for an act relating to the environment; altering the procedure for environmental review; providing for alternative forms of environmental review; amending Minnesota Statutes 1978, Section 116D.04, by adding subdivisions; repealing Minnesota Statutes 1978, Section 116D.04, Subdivisions 1, 2, 3, 4, and 5.

Senate File No. 1962 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 27, 1980

CONCURRENCE AND REPASSAGE

Mr. Dunn moved that the Senate concur in the amendments by the House to S. F. No. 1962 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1962 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 48 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Luther	Perpich	Spear
Ashbach	Gearty	McCutcheon	Peterson	Stern
Bang	Gunderson	Merriam	Purfeerst	Strand
Barrette	Hanson	Moe	Renneke	Stumpf
Benedict	Hughes	Nelson	Rued	Tennessen
Bernhagen	Johnson	Ogdahl	Schmitz	Ulland, J.
Chmielewski	Kirchner	Olhoft	Setzepfandt	Vega
Coleman	Kleinbaum	Olson	Sieloff	Willet
Dieterich	Knutson	Omann	Sikorski	
Dunn	Lessard	Penny	Sillers	

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 210: A bill for an act relating to education; providing and regulating certain mobility incentives for certain teachers in the community colleges and state universities; amending Minnesota Statutes 1978, Sections 354.094, Subdivisions 1, 2 and 5; 354.66, Subdivisions 1, 7, 9 and 10, and by adding subdivisions; 354.69; Minnesota Statutes, 1979 Supplement, Sections 354.094, Subdivision 3; and 354.66, Subdivision 2.

Senate File No. 210 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives
Returned March 27, 1980

CONCURRENCE AND REPASSAGE

Mr. Hughes moved that the Senate concur in the amendments by the house to S. F. No. 210 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 210: A bill for an act relating to education; providing and regulating certain mobility incentives for certain teachers in the community colleges and state universities; assisting with the development of additional rural health cooperatives; amending Minnesota Statutes 1978, Sections 354.094, Subdivisions 1, 2, and 5; 354.66, Subdivisions 1, 6, 7, 9 and 10, and by adding subdivisions; 354.69; Minnesota Statutes, 1979 Supplement, Sections 354.094, Subdivision 3; and 354.66, Subdivision 2.

Was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 53 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Lessard	Perpich	Spear
Ashbach	Gearty	Luther	Peterson	Stern
Barrette	Gunderson	McCutcheon	Pillsbury	Strand
Benedict	Hanson	Merriam	Purfeerst	Stumpf
Bernhagen	Hughes	Moe	Renneke	Tennessen
Brataas	Johnson	Nelson	Rued	Ueland, A.
Chmielewski	Keefe, S.	Ogdahl	Schmitz	Ulland, J.
Coleman	Kirchner	Olhoft	Setzepfandt	Vega
Davies	Kleinbaum	Olson	Sieloff	Willet
Dieterich	Knaak	Omann	Sikorski	
Dunn	Knutson	Penny	Sillers	

So the bill, as amended, was repassed and its title was agreed to.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 1141: A bill for an act relating to hearing impaired persons; establishing regional service centers and advisory committees; establishing a statewide interpreter referral service; providing for a program of training and employment; prescribing duties for the commissioner of public welfare; establishing an office on hearing impairment; providing for an advisory committee for the state council for the handicapped; prescribing duties for the department of health; providing for a study by the state planning agency; appropriating money.

Senate File No. 1141 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 27, 1980

Mr. Coleman moved that S. F. No. 1141 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 480: A bill for an act relating to public health; authorizing the funding of a statewide poison information center; giving grant and program monitoring responsibilities to the commissioner of health; appropriating money.

Senate File No. 480 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 27, 1980

Mr. Coleman moved that S. F. No. 480 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1813, 1981, 2035, 2149, 160, 902, 1138, 2100, 1603, 1847, 1942, 729, 1842, 2046 and 1201.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 27, 1980

FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the committees indicated.

H. F. No. 1813: A bill for an act relating to public finance; authorizing the issuance of Minnesota state railroad assistance bonds; appropriating money; amending Minnesota Statutes, 1978, Chapter 222, by adding a section.

Referred to the Committee on Rules and Administration.

H. F. No. 1981: A bill for an act relating to public welfare; authorizing certain payments to shelter facilities for battered women; requiring direct payments to shelter facilities from general assistance; amending Minnesota Statutes 1978, Section 256D.05, Subdivision 3.

Mr. Nelson moved that H. F. No. 1981 be laid on the table. The motion prevailed.

H. F. No. 2035: A bill for an act relating to historic sites and monuments; adding property to Split Rock Lighthouse historic site; reestablishing Traverse des Sioux historic site as a state monument; appropriating funds; amending Minnesota Statutes 1978, Sections 138.025, Subdivision 10; and 138.585, by adding a subdivision; repealing Minnesota Statutes 1978, Section 138.55, Subdivision 5.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 1986 now on the Calendar.

H. F. No. 2149: A bill for an act relating to public welfare; clarifying duties of the commissioner of public welfare regarding approval of public and private mental health centers and clinics for certain purposes; providing for additional rulemaking; appropriating money; amending Minnesota Statutes, 1979 Supplement, Section 245.69.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 2003 now on General Orders.

H. F. No. 160: A bill for an act relating to welfare; changing income disregard provisions for certain medical assistance recipients and certain supplemental aid recipients; appropriating money; amending Minnesota Statutes 1978, Section 256D.37, Subdivision 2; Minnesota Statutes, 1979 Supplement, Sections 256B.06, Subdivision 1; and 256D.37, Subdivision 1.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 723 now on the Calendar.

H. F. No. 902: A bill for an act relating to pollution; establishing noise limits for motorboats; amending Minnesota Statutes 1978, Section 361.17.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 1067 now on General Orders.

H. F. No. 1138: A bill for an act relating to local government; authorizing local governmental units to establish training programs for local government officials in conjunction with certain organizations; appropriating money; amending Minnesota Statutes 1978, Section 471.59, by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 620 now on the Calendar.

H. F. No. 2100: A bill for an act relating to housing; providing the housing finance agency with authority to make grants and loans to certain sponsors of housing used for temporary shelter; appropriating money; amending Minnesota Statutes 1978, Sections 462A.05, by adding a subdivision; and 462A.21, by adding a subdivision.

Referred to the Committee on Finance.

H. F. No. 1603: A bill for an act relating to welfare; clarifying certain provisions of the general assistance medical care program; establishing an earned income disregard work incentive in the general assistance program; making various other changes in the general assistance program; appropriating money; amending Minnesota Statutes 1978, Sections 256D.01; 256D.02, Subdivisions 4, 9, 10, 11, 12, and by adding a subdivision; 256D.03, Subdivisions 1 and 3; 256D.04; 256D.06, Subdivisions 1 and 2; 256D.08, Subdivision 2; 256D.09, Subdivision 1; 256D.10; 256D.11, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 256D.13, Subdivision 1; 256D.16; and 256D.18, Subdivisions 2 and 4; and Minnesota Statutes, 1979 Supplement, Sections 256D.03, Subdivision 2; 256D.07; and 256D.08, Subdivision 1.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 1581 now in the Subcommittee on Bill Scheduling.

H. F. No. 1847: A bill for an act relating to public welfare; providing for a study of revisions to the nursing home rate reimbursement formula; appropriating money.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 1883 now on General Orders.

H. F. No. 1942: A bill for an act relating to public welfare; requiring reporting of abuse or neglect of vulnerable adults; requiring certain facilities to establish abuse prevention plans; establishing a penalty; appropriating money; amending Minnesota Statutes 1978, Section 245.813, by adding a subdivision; and Chapter 626, by adding a section; repealing Minnesota Statutes 1978, Sections 245.813, Subdivisions 2, 3, 4, 5, 6, 7, 8, and 9; and 626.555.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 1943 now on General Orders.

H. F. No. 729: A bill for an act relating to public welfare; increasing personal needs allowance for residents of certain facilities; restricting the use of allowances by third parties; providing for a civil action and damages; providing a penalty; appropriating money; amending Minnesota Statutes 1978, Section 256B.35.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 750 now on the Calendar.

H. F. No. 1842: A bill for an act relating to nuclear safety; providing for a nuclear power plant emergency response plan; providing for assessment of costs to nuclear power plants; requiring the departments of public safety and health to monitor, provide training, and prepare plans for nuclear power plant incidents; requiring a study; appropriating money; amending Minnesota Statutes 1978, Chapter 12, by adding a section; and Minnesota Statutes, 1979 Supplement, Sections 12.03, Subdivision 4; and 12.21, Subdivision 1.

Referred to the Committee on Finance.

H. F. No. 2046: A bill for an act establishing the Minnesota small business conference; providing for its organization, meetings and procedures; appropriating money.

Referred to the Committee on Finance.

H. F. No. 1201: A bill for an act relating to waters; providing for watercraft licensing and safe operation; altering certain definitions; changing license fees; authorizing a temporary certificate; stating the evidentiary effect of certain blood tests; altering certain safety requirements and motor noise limits; providing an outline for distributing water safety enforcement funds; appropriating money; amending Minnesota Statutes 1978, Sections 361.02, by adding subdivisions; 361.03, Subdivisions 3 and 12, and by adding a subdivision; 361.10; 361.12; 361.13, Subdivision 1; 361.141, Subdivision 1; 361.15, Subdivision 1; 361.16, Subdivision 1; 361.18; 361.20; 361.21, Subdivision 2, and by adding a subdivision; 361.215; 361.24; 361.27, Subdivision 1; and 361.29, Subdivision 4; repealing Minnesota Statutes 1978, Section 361.15, Subdivision 2.

Referred to the Committee on Rules and Administration for comparison with S. F. No. 2351 now on the Calendar.

REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Mr. Moe from the Committee on Finance, to which was referred

S. F. No. 1631: A bill for an act relating to energy; stating legislative energy policy; establishing a joint legislative commission on energy; providing grants and assistance for community energy planning; modifying certain need certification procedures; allowing certain utility expenses; expanding consumer repre-

sentation in certain energy hearings; appropriating money; amending Minnesota Statutes 1978, Sections 45.17, by adding subdivisions; 116H.01; Minnesota Statutes, 1979 Supplement, Section 116H.13, Subdivisions 3, 5, and 7.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [3.351] [LEGISLATIVE COMMISSION ON ENERGY.] Subdivision 1. [COMPOSITION.] *The legislative commission on energy is composed of five senators of the majority party and three senators of the minority party appointed by the subcommittee on committees of the committee on rules and administration, and five representatives of the majority party and three representatives of the minority party appointed by the speaker of the house. The commission shall be appointed by June 1, 1980. The commission shall elect a chairman from among its members.*

Subd. 2. [GENERAL DUTIES.] *The commission shall:*

(a) Make a continuing study of matters relating to energy supply and use in the state;

(b) Identify the potential for enhanced economic growth and job creation from increased energy efficiency and the production and utilization of renewable energy systems.

(c) Identify ways to assure the provision of necessary energy supplies to all Minnesotans;

(d) Coordinate resources and programs on energy conservation; and

(e) Review overall legislative policy concerning energy.

Subd. 3. [ENERGY PLAN; REPORT TO LEGISLATURE.] *The commission shall develop legislative energy plans based on the provisions of subdivision 2 and consistent with appropriate long term energy goals for Minnesota. The plans shall be reported to the legislature no later than February 15 of each year.*

Subd. 4. [STAFF.] *The commission shall use existing legislative facilities and staff, but may request the legislative coordinating commission to provide additional support staff, office space, and administrative services. The commission may contract with state agencies and private individuals for research and services it may require.*

Sec. 2. Minnesota Statutes 1978, Section 45.17, is amended by adding a subdivision to read:

Subd. 7. *The consumer services section shall represent and further the interests of residential utility consumers through participation as an intervenor or interested party in federal proceedings relating to the regulation of: (a) wholesale rates for energy delivered through interstate facilities; or (b) fuel used in genera-*

tion of electricity or the manufacture of gas. The consumer services section may maintain, intervene in or otherwise participate in any civil actions relating to the federal proceedings. In performing its duties pursuant to this subdivision, the section shall follow the guidelines established pursuant to subdivision 6, clause (1).

Sec. 3. Minnesota Statutes 1978, Section 45.17, is amended by adding a subdivision to read:

Subd. 8. The consumer services section shall represent and further the interests of residential utility consumers through presentation of its position regarding need and participation in the public hearing process in proceedings for the assessment of need for large energy facilities conducted pursuant to Minnesota Statutes, Chapter 15 and Minnesota Statutes, Sections 116H.01 to 116H.15, and may maintain, intervene in or otherwise participate in any civil actions relating to the proceedings. In performing its duties pursuant to this subdivision, the section shall follow the guidelines established pursuant to subdivision 6, clause (1).

Sec. 4. Minnesota Statutes 1978, Section 116H.01, is amended to read:

116H.01 [FINDINGS AND PURPOSE.] The legislature finds and declares that the present rapid continued growth in demand for energy is in part due to unnecessary energy use, that a continuation of this trend will result in serious depletion of finite quantities of fuels, land and water resources, and threats to the state's environmental quality; that the state must incur consideration of urban expansion, transit systems; economic development, energy conservation and environmental protection in planning for large energy facilities; that there is a need to carry out energy conservation measures; and that energy planning, protection of environmental values, development of Minnesota energy sources, and conservation of energy require expanded authority and technical capability and a unified, coordinated response within state government.

The legislature seeks to encourage thrift in the use of energy; and to maximize use of energy efficient systems, thereby reducing the rate of growth of energy consumption, prudently conserving energy resources, and assuring statewide environmental protection consistent with an adequate, reliable supply of energy. will cause severe social and economic dislocations, and that the state has a vital interest in providing for: increased efficiency in energy consumption, the development and use of renewable energy resources wherever possible, and the creation of an effective energy forecasting, planning and education program.

The legislature further finds and declares that the protection of life, safety and financial security for citizens during an energy crisis is of paramount importance.

Therefore, the legislature finds that it is in the public interest to review, analyze and encourage those energy programs that will eliminate the need for annual increases in fossil fuel consumption

by 1990 and the need for additional nuclear generating plants, and provide for an optimum combination of energy sources consistent with environmental protection and the protection of citizens.

The legislature intends to monitor through energy policy planning and implementation the transition from historic growth in energy demand to a period when demand for traditional fuels becomes stable and the supply of renewable energy resources is readily available and adequately utilized.

Sec. 5. Minnesota Statutes 1978, Section 116H.087, is amended to read:

116H.087 [ENERGY CONSERVATION PUBLICITY.] *The director of the energy agency in consultation with the director of the housing finance agency other affected agencies or departments shall develop informational materials, pamphlets and radio and television messages on the energy conservation and housing programs available in Minnesota, renewable energy resources, and energy supply and demand. The pamphlets printed materials shall include information on available tax credits for residential energy conservation measures, residential retrofitting loan and grant programs, and data on the economics of energy conservation and renewable resource measures. Before the pamphlets printed material or media messages are released for general distribution they shall be reviewed by the appropriate standing committees of the legislature.*

Sec. 6. Minnesota Statutes 1978, Section 116H.12, Subdivision 11, is amended to read:

Subd. 11. No new residential

- (a) forced air type central furnace,
- (b) cooking appliance manufactured with an electrical supply cord, or
- (c) clothes drying equipment

designed to burn natural gas equipped with a continuously burning pilot shall be sold or installed in Minnesota. This subdivision does not apply to forced air type furnaces designed for installation in mobile homes.

Sec. 7. [116H.089] [COMMUNITY ENERGY PLANNING; GRANTS.] Subdivision 1. [PURPOSE.] *In order to improve the energy planning capabilities of local governments, the energy agency shall make grants to counties and cities, however organized. The energy agency when making grants shall give priority to those units of government that submit proposals that could result in significant savings of traditional energy sources, development of renewable energy systems, and broad citizen involvement. The grants may be used to purchase materials, employ staff or contract with other units of government or qualified consultants.*

The director shall not make grants of more than 45 percent of the amount appropriated for those purposes to cities and counties

located within the seven county metropolitan area. A single grant to a city or county shall not exceed \$50,000.

Subd. 2. [QUALIFYING EXPENDITURES.] Community energy planning grants may be used for the following purposes:

(a) To gather, monitor, and analyze local energy supply, demand, and cost information;

(b) To prepare comprehensive community energy plans;

(c) To implement comprehensive energy plans that the unit of government is authorized to undertake for the management of problems resulting from: (1) rising energy cost; (2) lack of efficient public and private transportation; (3) lack of community conservation efforts; (4) lack of widespread renewable energy sources; and (5) lack of energy components in comprehensive plans and local ordinances;

(d) To assist neighborhood organizations in counties, and cities to do energy planning by making grants to the local unit of government; and

(e) Any other purposes deemed appropriate by the director of the energy agency.

Subd. 3. [ADMINISTRATION.] The energy agency shall determine priorities pursuant to subdivisions 1 and 2, and shall promulgate rules for the submission and review of applications in accordance with the provisions of chapter 15. For this purpose the energy agency may adopt temporary rules pursuant to the provisions of section 15.0412, subdivision 5.

Sec. 8. Minnesota Statutes 1978, Section 116H.129, Subdivision 5, is amended to read:

Subd. 5. [RESIDENTIAL ENERGY DISCLOSURE PROGRAM.] By March 1, 1979 1980, the commissioner of administration, in consultation with the director of the energy agency and the appropriate standing committees of the legislature, shall promulgate rules providing for residential energy disclosure requirements and shall approve forms for the purposes of this subdivision. The rules and forms shall provide only for the disclosure of structural characteristics, energy use characteristics relating to energy consumption and conservation, and the extent of compliance with standards adopted pursuant to subdivision 1. Nothing in the forms shall indicate or be deemed to indicate that the residence meets all state building code specifications.

Sec. 9. Minnesota Statutes, 1979 Supplement, Section 116H.13, Subdivision 7, is amended to read:

Subd. 7. Other state agencies authorized to issue permits for siting, construction or operation of large energy facilities, and those state agencies authorized to participate in matters before the Minnesota public service commission involving utility rates and adequacy of utility services, shall present their position regarding need and participate in the public hearing process prior to

the issuance or denial of a certificate of need. Issuance or denial of certificates of need shall be the sole and exclusive prerogative of the director and said determinations and certificates shall be binding upon other state departments and agencies, regional, county and local governments and special purpose government districts except as provided in sections 116C.01 to 116C.08 and 116D.04, subdivision 9.

Sec. 10. [116H.17] [ENERGY AUDITS.] *The director of the energy agency, in cooperation with the director of consumer services, shall develop the state plan for the program of energy audits of residential and commercial buildings required by 42 United States Code, Section 8213.*

Sec. 11. Minnesota Statutes, 1979 Supplement, Section 116H.22, is amended to read:

116H.22 [MONEY FOR SCHOOLS AND GOVERNING BODIES.] *Funds Money to pay part or all of the actual costs of mini-audits, maxi-audits and energy conservation measures performed by or for schools and governing bodies shall be available from legislative appropriations made for that purpose in accordance with the priorities established in section 116H.23. Money appropriated pursuant to this section is available to school districts and local governmental units that submitted acceptable mini-audits or maxi-audits after April 9, 1976 and before July 1, 1979.*

Sec. 12. [174.256] [PARK AND RIDE PROGRAM.] *Subdivision 1. [PURPOSE.] It is the purpose of this section to encourage citizens of Minnesota to transfer from low-occupancy vehicles to multi-occupancy vehicles, to reduce the use of the automobile and provide for more efficient usage of existing facilities in heavily traveled corridors and congested areas, to divert automobile drivers from parking spaces in metro areas, to decrease low-occupancy vehicle miles driven and the congestion, pollution, energy consumption, highway damage, and other costs associated with highway use, and to increase the efficiency and productivity of and benefit from public investments in public park and ride facilities and systems in the state, reducing the need for increases in urban land used for parking. It is also the purpose of this section to encourage the use of van pools, car pools, and ride sharing by the citizens of the state.*

Subd. 2. [DEFINITIONS.] For purposes of this section the following terms have the meanings given them in this subdivision:

(a) "Commissioner" means the commissioner of transportation.

(b) "Park and ride facility" means a facility consisting of a park and ride lot where commuters' automobiles are parked, and, within a reasonable walking distance, a station or some transfer point where commuters board the transit mode.

(c) "Transit mode" includes transportation by bus, car pool, van pool, and other similar services.

(d) "Exclusive use park and ride lot" means a parking lot that is intended to be used exclusively for park and ride purposes, is constructed with public money and is located within 100 miles of a central business district.

(e) "Joint use park and ride lot" means a parking lot that is intended to be used for other purposes in addition to park and ride and is located within 100 miles of a central business district.

(f) "Fringe parking lot" means a parking lot located outside but near a central business district.

Subd. 3. [GENERAL POWERS AND DUTIES.] The commissioner shall have the power to:

(a) Develop and monitor a comprehensive park and ride facility program throughout the state. The program shall coordinate and provide money for the development of a statewide program of park and ride facilities, including joint use park and ride lots, exclusive use park and ride lots, and fringe park and ride lots;

(b) Offer, use and apply the information developed pursuant to clause (a) to assist and advise political subdivisions and recipients of financial assistance in the planning, promotion, development, operation and evaluation of park and ride service facilities. The political subdivision or eligible recipient is responsible for the repair and maintenance of the facility by using local money;

(c) Act upon request as the designated agent of any eligible person for the receipt and disbursal of federal money;

(d) Contract for or provide services as needed in the design or construction of park and ride facilities; and

(e) Establish rules and regulations necessary for implementation of the program.

The commissioner shall perform the duties and exercise the powers under this section in coordination with and in furtherance of statewide, regional and local transportation plans and transportation development programs.

Subd. 4. [ELIGIBILITY; APPLICATIONS.] A statutory or home rule charter city, county, school district, independent board or agency is eligible to receive financial assistance through the park and ride grant program. Applications for grants shall be approved or denied by the commissioner within 120 days of receipt.

Sec. 13. [EVALUATION AND REPORTS.] The commissioner shall evaluate or contract for the evaluation of park and ride programs developed under the preceding section and submit a report to the legislature by January 15, 1981, including the following information:

(a) The amounts of money spent or obligated for the park and ride program by the commissioner and the persons receiving those amounts;

(b) The number and type of public park and ride lots in use and a physical description of each;

(c) The types of lots in use, number of individuals served and areas covered;

(d) A comparison of the cost of providing different types of service;

(e) A review of the achievements or failures of the project, problems encountered in implementation and conclusions and recommendations concerning future action.

Sec. 14. [174.257] [RIDE SHARING PROGRAM.] *The commissioner of transportation shall establish a ride sharing program in order to advise citizens of the available alternatives to travel by low occupancy vehicles and the benefits derived from sharing rides. The program shall provide citizens with necessary information and opportunities for sharing rides, encourage citizens to share rides, and assist citizens in obtaining access to shared rides. The program shall make use of existing services and agencies whenever possible. The program shall give priority to assisting employers who will implement employee ride sharing programs. The services provided by the program shall include, but not be limited to:*

(a) Providing general information to potential ride sharing users;

(b) Establishing procedures for the implementation of ride sharing programs by individuals, groups, corporations or local agencies;

(c) Offering assistance to local governments and other political subdivisions in implementing ride sharing programs;

(d) Providing technical assistance to those individuals, groups, corporations or local agencies;

(e) Providing advice to individuals requesting assistance in finding ride sharing opportunities and programs;

(f) Providing van leasing, insurance, and management assistance to individuals and persons implementing ride sharing programs.

Sec. 15. Minnesota Statutes, 1979 Supplement, Section 268.37, is amended to read:

268.37 [COORDINATION OF FEDERAL AND STATE RESIDENTIAL WEATHERIZATION PROGRAMS.] Subdivision 1. The department of economic security is the state agency to apply for, receive, and disburse federal money made available to the state by federal law or rules promulgated thereunder for the purpose of weatherizing the residences of low-income persons. The commissioner of economic security shall coordinate available federal money with any state money appropriated for this purpose.

Subd. 2. The commissioner shall make grants of federal and state money to community action agencies and other public or private nonprofit agencies for the purpose of weatherizing the residences of low-income persons. Grant applications shall be submitted in accordance with rules developed pursuant to 42 U.S.C., Sections 6861 to 6872, any other relevant federal weatherization program, and rules promulgated by the commissioner.

Subd. 3. The commissioner shall promulgate temporary rules as necessary to administer the grants program by July 1, 1979 and shall promulgate permanent rules by July 1, 1980. The rules shall describe: (a) procedures for the administration of grants, (b) data to be reported by grant recipients, and (c) other matters the commissioner finds necessary for the proper administration of the grant program including compliance with relevant federal regulations. Weatherization assistance shall be given to households where the total income does not exceed 125 percent of the poverty level as updated by the federal office of management and budget poverty guidelines.

Subd. 4. [SUPPLEMENTARY STATE GRANTS.] *The commissioner shall distribute supplementary state grants in a manner consistent with the goal of producing the maximum number of weatherized units feasible. Supplementary state grants are provided primarily for the payment of additional labor costs for the federal weatherization program, and as an incentive for the increased production of weatherized units.*

Criteria for the allocation of state grants to local agencies include: (a) existing local agency production levels, (b) availability of CETA resources in the area, (c) emergency needs, and (d) the potential for maintaining or increasing acceptable levels of production in the area.

An eligible local agency may receive advance funding for 90 days' production, but thereafter shall receive grants solely on the basis of program criteria.

Subd. 5. The commissioner shall submit reports to the legislature by March 1 of each year, 1980, and March 1, 1981 evaluating the weatherization program. The reports shall describe: (a) the number of households weatherized, (b) the average cost per household, (c) any change in energy consumption after weatherization, (d) outreach efforts, and (e) any other information the commissioner feels is relevant, including information routinely submitted to the federal government.

Sec. 16. [STATE PLAN FOR SPENDING FEDERAL MONEY.] *Subdivision 1. The governor shall submit to the appropriate federal agency a state delivery plan for money the state receives under the Federal Home Energy Assistance Act of 1980 that includes the following elements:*

(a) Those households in which one or more individuals are eligible for (a) aid to families with dependent children, (b) supplemental security income payments, (c) food stamps, or (d) certain veteran's benefits as limited by the Home Energy Assis-

tance Act of 1980 shall be categorically eligible for assistance under the state plan, and procedures for simplified application shall be developed.

(b) Users of wood as a primary heating source, whether the wood is purchased or not, shall be eligible for assistance if otherwise eligible under federal law.

(c) Grants under the state plan may be in the form of a direct payment to an eligible household or as a line of credit to an energy supplier. The plan shall describe the conditions under which direct payment is permitted.

(d) Eligible households that have medically necessary cooling costs, as limited by federal law, shall be eligible for assistance.

(e) The state plan shall provide that three percent of the federal money shall be set aside for the emergency uses specified in federal law.

Subd. 2. Before the state plan is submitted to the appropriate federal agency, the governor shall deliver the plan to the appropriate committees of the legislature for review and comment. Thereafter, the governor shall notify the committees of any changes made in the plan.

Sec. 17. [AVAILABILITY OF MATCHING FUNDS; POSITIONS.] Money appropriated by Extra Session Laws 1979, Chapter 2, Section 45, Subdivision 2, Clause (i) is available to match federal, local or private money for district heating systems when the federal or local government or private sources, or a combination thereof, issues a letter of intent to finance the project at the rate of at least \$3 for each \$1 of state money. Positions authorized by Extra Session Laws 1979, Chapter 2, Section 45, Subdivision 2, may be in the classified or unclassified service.

Sec. 18. [MINNESOTA BIOMASS CENTER.] Subdivision 1. The director of the energy agency, in consultation with the commissioner of agriculture, shall prepare a plan for the creation and organization of a Minnesota biomass center, to be delivered to the legislature by January 1, 1981.

The center shall be the focus of biomass energy activities for the state. To the maximum extent possible, the center shall coordinate its activities and the use of its staff and facilities with those of other entities involved in biomass energy projects.

Subd. 2. [RESPONSIBILITIES.] The center shall:

(1) Coordinate existing education and training programs for biomass energy production and use within the state and develop new programs where necessary. Educational programs shall cover all types of biomass energy production use, including but not limited to production from grain, biowaste, and cellulosic materials;

(2) Serve as a central information resource in conjunction with existing agencies and academic institutions in order to provide information to the public on the production and use of biomass

energy. The center shall obtain and analyze available information on biomass energy topics and prepare it for distribution to ensure that the public receives the most accurate and up-to-date information available;

(3) Participate in necessary research projects to assist in technological advancement in areas of biomass energy production, distribution, and use. The center shall also study the environmental and safety aspects of biomass energy use;

(4) Support and coordinate financing activities for biomass energy production, including providing technical assistance and manuals to individuals and groups seeking private, local, state or federal funding. The center shall be responsible for evaluating projects for any state assistance that may become available;

(5) Develop consumer information and protection programs for all aspects of biomass energy production and use;

(6) Investigate marketing and distribution needs within the state in cooperation with the department of economic development;

(7) Review state and federal laws and regulations affecting biomass energy production and use, and evaluate regulatory incentives in order to provide the legislature with legislative proposals for the encouragement of biomass energy production and use within the state.

Sec. 19. [ETHANOL DEMONSTRATION PLANT.] The University of Minnesota shall construct and operate a small scale plant for the production of ethanol at the west central experimental station, Morris. The plant shall produce ethanol from more than one resource. The plant shall operate for at least two years and shall be instrumented and monitored. The university shall determine the feasibility of utilization of byproducts produced by the plant. The plant shall be designed for easy replication by farmers. The university shall develop and print at least 5,000 copies of easily understandable plans and blueprints that demonstrate the construction of a small scale ethanol plant. The plans and blueprints shall be available at no cost from the agricultural extension service.

Sec. 20. [APPROPRIATIONS.] Subdivision 1. The sum of \$9,050,000 is appropriated from the general fund to the agencies and for the purposes indicated in this section, to be available for the fiscal year ending June 30 in the years indicated. Appropriations for fiscal year 1980 do not cancel but are available until June 30, 1981. Approved complement positions shall be in the unclassified service and for the balance of the biennium ending June 30, 1981 only.

	1980	1981
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Subd. 2. LEGISLATIVE COORDINATING COMMISSION

\$	100,000
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To pay the expenses incurred by the legislative commission on energy created in section 1.

Subd. 3. ADMINISTRATION \$ 250,000
This appropriation is for purchase or lease of commuter vans pursuant to section 16.756.

Subd. 4. ENERGY AGENCY \$ 1,100,000
This appropriation is available for the following purposes:

(a) *Expansion of the energy conservation information center established pursuant to Minnesota Statutes, Section 116H.085* \$ 80,000

Approved complement—3

(b) *For the purposes specified in section 18* \$ 50,000

It is a condition of acceptance of the appropriation made in clause (f) that the agency shall submit a work program and progress reports in the form determined by the legislative commission on Minnesota resources. None of the moneys provided in this subdivision may be expended unless the commission has approved the pertinent work program.

(c) *Development of state plan for energy audits for residential and commercial buildings pursuant to section 10.* \$ 70,000

Approved complement—1

(d) *To administer the grant program established by section 7 and to develop model community energy plans and ordinances of statewide applicability* \$ 40,000

Approved complement—1

(e) *For the community energy program grants established by section 7* \$ 750,000

This appropriation is available until expended.

(f) *Energy conservation publicity pursuant to section 5* \$ 50,000

Approved complement—1

(g) *Continued operation of fuel allocation program* \$ 60,000

Approved complement—2

Subd. 5. TRANSPORTATION \$ 400,000
This appropriation is available for the following purposes:

(a) *Park and Ride Program* \$ 200,000

(b) *Ride Sharing Program* \$ 200,000

Subd. 6. ECONOMIC SECURITY

Weatherization of residences pursuant to section 15

\$ 7,000,000

Local administrative agencies may retain up to 7-½ percent of the appropriation in clause (f) for administrative costs. The state administrative agency may retain up to two percent of the appropriation in clause (f) for administrative costs.

Subd. 7. UNIVERSITY OF MINNESOTA

\$ 200,000

For construction and operation of a small scale ethanol plant at the west central experimental station at Morris and the production of plans and blue prints pursuant to section 19.

Sec. 21. [REPEALER.] *Minnesota Statutes 1978, Sections 116H.125; and 325.986, Subdivisions 1 and 2, are repealed.*

Sec. 22. [EFFECTIVE DATE.] *This act is effective the day following final enactment. The provisions of section 1 shall expire on July 1, 1987."*

Delete the title and insert:

"A bill for an act relating to energy; establishing a legislative commission on energy; stating energy policy; broadening the scope of state weatherization programs; expanding energy awareness programs; creating a Minnesota biomass center; providing for an ethanol demonstration plant; providing grants and assistance for community energy planning; expanding consumer representation in certain energy hearings; appropriating money; amending Minnesota Statutes 1978, Sections 45.17, by adding subdivisions; 116H.01; 116H.087; 116H.12, Subdivision 11; 116H.129, Subdivision 5; Minnesota Statutes, 1979 Supplement, Sections 116H.13, Subdivision 7; 116H.22; and 268.37; repealing Minnesota Statutes 1978, Sections 116H.125; and 325.986, Subdivisions 1 and 2."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Finance, to which was referred

S. F. No. 1980: *A bill for an act relating to waste management; establishing a waste management board and a legislative commission; providing for a state government resource recovery program; providing for solid waste planning assistance and demonstration programs; providing for the issuance of state waste management*

bonds; providing for the establishment of solid waste management districts; requiring hazardous waste management planning and development; establishing procedures for the review and approval of permits for waste facilities; providing that certain solid waste disposal sites are not exempt from real property taxes; authorizing debt; appropriating money; amending Minnesota Statutes 1978, Sections 116.06, Subdivisions 9, 10, 13, and by adding subdivisions; 116.07, Subdivisions 2, 4, 4a, and by adding subdivisions; 116.081, Subdivision 1; 116.101; 116.41; 272.02, Subdivision 1; 400.03, Subdivision 1; 400.04; 400.06; 400.07; 400.13; 400.16; 400.161; 473.121, by adding a subdivision; 473.149; 473.502; 473.516; 473.802; 473.803; 473.811; 473.813; 473.823, Subdivision 3, and by adding a subdivision; Chapter 400, by adding a section; and Chapter 473, by adding sections; repealing Minnesota Statutes 1978, Sections 116F.02, Subdivisions 3, 4, and 5; 116F.03; 116F.04; 116F.05, Subdivision 2; 400.03, Subdivisions 2, 3, 4, 5, 6, and 7; 473.121, Subdivisions 27, 28, 29, 31, 31a, 31b, and 31c; 473.823, Subdivisions 1, 2, and 4; and Laws 1978, Chapter 728, Section 7.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, line 5, delete "VIII" and insert "VII"

Page 2, line 8, delete "VIII" and insert "VII"

Page 2, line 21, delete "VIII" and insert "VII"

Page 8, line 5, delete "VIII" and insert "VII"

Page 8, line 9, delete "VIII" and insert "VII"

Page 8, line 18, delete "and impact"

Page 8, lines 22 and 23, delete *"the issuance of state waste management bonds in accordance with article VII"* and insert *"appropriations made to the board"*

Page 8, line 26, delete *"for that property"* and insert *"that provided the money used to acquire the property and to pay the cost of evaluating the eligibility of the property for inclusion in the inventory under section 6 or for candidacy under article II"*

Page 10, line 4, delete "VIII" and insert "VII"

Page 13, line 7, delete "shall" and insert "may"

Page 17, line 26, delete "and approve"

Page 18, line 11, delete "VIII" and insert "VII"

Page 18, line 11, delete "IX" and insert "VIII"

Page 18, line 11, delete "X" and insert "IX"

Page 33, line 29, delete "XI" and insert "X"

Page 42, line 28, delete "VIII" and insert "VII"

Page 44, lines 11 and 12, delete *"revenues derived from the*

issuance of bonds authorized by article VII, section 2," and insert "money appropriated"

Page 45, line 9, delete *"debt service account"* and insert *"state bond fund"*

Page 45, line 18, delete *"state treasurer"* and insert *"commissioner of finance"*

Page 45, line 21, before the period insert *", not to exceed 20 years"*

Pages 46 to 50, delete article VII

Page 51, line 19, delete *"VIII"* and insert *"VII"*

Page 51, line 27, delete *"VIII"* and insert *"VII"*

Page 51, line 29, delete *"VIII"* and insert *"VII"*

Page 51, line 30, delete *"VIII"* and insert *"VII"*

Page 53, line 14, delete *"VIII"* and insert *"VII"*

Page 53, line 18, delete *"VIII"* and insert *"VII"*

Page 55, line 12, delete *"VIII"* and insert *"VII"*

Page 55, line 17, delete *"VIII"* and insert *"VII"*

Page 55, line 27, delete *"VIII"* and insert *"VII"*

Page 55, line 33, delete *"VIII"* and insert *"VII"*

Page 56, line 4, delete *"VIII"* and insert *"VII"*

Page 66, line 15, delete *"waste management"* and insert *"building"*

Page 66, line 16, delete everything before *"the"*

Page 73, line 22, delete *"VIII"* and insert *"VII"*

Page 73, line 33, delete *"VIII"* and insert *"VII"*

Page 79, line 32, delete *"X"* and insert *"IX"*

Page 80, line 6, delete *"X"* and insert *"IX"*

Page 91, line 31, delete *"X"* and insert *"IX"*

Page 104, line 30, delete *"X"* and insert *"IX"*

Page 107, line 16, delete *"X"* and insert *"IX"*

Page 108, line 19, delete *"X"* and insert *"IX"*

Page 108, line 25, delete *"X"* and insert *"IX"*

Page 123, line 18, delete *"XIII"* and insert *"XII"*

Pages 124 to 126, delete sections 1 to 7 and insert:

"Section 1. [APPROPRIATION.] Subdivision 1. The sum of \$2,844,500 is appropriated from the general fund, and the sum of \$15,000,000 is appropriated from the state building fund, to the agencies and for the purposes indicated in this section. Except as otherwise indicated in this section, appropriations are from

the general fund and are available for the fiscal year ending June 30, 1981. Appropriations from the state building fund are available until expended.

Subd. 2. LEGISLATIVE COMMISSION ON WASTE MANAGEMENT

The joint committee on solid and hazardous waste is abolished. Of the appropriations in Laws 1979, Chapter 333, Section 2, Subdivision 3, for the joint committee, \$100,000 of the appropriation for fiscal year 1980 and all of the appropriation for fiscal year 1981 are available for expenditure by the legislative commission on waste management.

Subd. 3. WASTE MANAGEMENT BOARD

\$17,364,500

This appropriation is available for the following purposes:

(a) General Operations and Management

847,500

Approved Complement — 17

These positions are in the unclassified service and their continuation is dependent upon the availability of money from appropriations in this subdivision. When these appropriations have been expended the positions shall be cancelled and the approved complement reduced accordingly.

(b) Acquisition of Sites and Buffer Areas for Hazardous Waste Facilities

6,200,000

This appropriation is from the state building fund, to be spent pursuant to article II, section 3, subdivision 4. Up to \$1,200,000 is available for expenditure before June 30, 1981 for costs of staff and independent professional services needed for the selection and acquisition of sites.

(c) Resource Recovery Facility Demonstration Program

8,800,000

This appropriation is from the state building fund, to be spent pursuant to article VI, sections 6 to 8. Up to \$100,000 is available for administration and technical and professional services.

(d) *Planning Assistance and Demonstration Programs* 526,000

This appropriation is to be spent pursuant to articles V and VI. Up to 20 percent is available for administration and technical and professional services.

(e) *Metropolitan Waste Management* 991,000

This appropriation is for a grant to the metropolitan council to implement chapter 473 and article IX. Up to five percent is available for administration. Up to \$65,000 is available to prepare reports by the council required by article IX, section 2, subdivisions 2a and 2c. The remainder is available for grants to metropolitan counties for solid waste inventories and plans required under chapter 473 and article IX.

Subd. 4. POLLUTION CONTROL AGENCY 400,000

Approved Complement — 8

These positions are in the unclassified service and their continuation is dependent upon the availability of money from this appropriation. When the appropriation has been expended the positions shall be cancelled and the approved complement reduced accordingly. This appropriation is to carry out responsibilities of the agency under articles II, III, IV, VIII, IX, and XI.

Subd. 5. ADMINISTRATION 80,000

Approved Complement — 3

Two of these positions are in the unclassified service and their continuation is dependent upon the availability of money from this appropriation. When the appropriation has been expended the two positions shall be cancelled and the approved complement reduced accordingly. This appropriation is for transfer to the general services revolving fund, resource recovery account, to be used by the commissioner of administration for the implementation and operation of the state government resources recovery program under article II, section 2.

Sec. 2. [BOND SALE; DEBT SERVICE.] *To provide the*

money appropriated in this act from the state building fund the commissioner of finance upon request of the governor shall sell and issue bonds of the state in an amount up to \$15,000,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, Sections 16A.63 to 16A.67 and by the Constitution, Article XI, Sections 4 to 7."

Page 130, line 17, after the period insert "*Except as otherwise provided in this section, this act is effective the day following final enactment.*"

Page 130, line 17, delete "VIII" and insert "VII"

Page 130, line 17, delete "IX" and insert "VIII"

Page 130, line 18, delete "X" and insert "IX"

Renumber the articles in sequence

Amend the title as follows:

Page 1, line 7, delete "waste management"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Moe from the Committee on Finance, to which was referred

H. F. No. 1012: A bill for an act relating to housing; prohibiting unfair treatment in housing and real property on the basis of familial status; amending Minnesota Statutes 1978, Sections 363.01, Subdivision 24, and by adding subdivisions; 363.02, Subdivision 2; 363.03, Subdivision 2; 363.05, Subdivision 1; 363.11; 363.115; and 363.12, Subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Amend the report from the Committee on Judiciary, adopted by the Senate March 21, 1980, as follows:

Page 3, line 13, after "building" insert "*that is not part of a multi-building complex*"

Page 3, after line 32, insert:

"Sec. 10. [APPROPRIATION.] *The sum of \$80,000 is appropriated from the general fund to the commissioner of human rights for the purposes of this act to be available until June 30, 1981.*"

Renumber the remaining section

Amend the title of H. F. No. 1012 as follows:

Page 1, line 4, after the semicolon, insert "appropriating money;"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Mr. Coleman from the Subcommittee on Bill Scheduling, to which were referred S. F. Nos. 2085, 2181, 1597, 1724, 2281, 1890, 2331, 1941, 2014, 2292, 1581, 2224, 1639, 376, 1906, 1154 and H. F. No. 1904 makes the following report:

That the above Senate Files and House File be placed on the General Orders Calendar in the order indicated.

That there were no other bills before the Subcommittee on which floor action was requested. Report adopted.

APPOINTMENTS

Mr. Coleman from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S. F. No. 507: Messrs. Pillsbury, Merriam and McCutcheon.

S. F. No. 1843: Messrs. Stern, Penny and Kirchner.

H. F. No. 1896: Messrs. Sikorski; McCutcheon; Luther; Keefe, J. and Davies.

S. F. No. 2134: Messrs. Willet, Humphrey and Dunn.

S. F. No. 702: Messrs. Nelson, Staples and Kirchner.

Mr. Coleman moved that the foregoing appointments be approved. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. Nos. 1631 and 1980 were read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

SECOND READING OF HOUSE BILLS

H. F. No. 1012 was read the second time and referred to the Subcommittee on Bill Scheduling of the Committee on Rules and Administration.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Peterson moved that H. F. No. 1818, now on the Calendar, be stricken and placed at the top of General Orders. The motion prevailed.

Mr. Dunn moved that S. F. No. 1736 be taken from the table. The motion prevailed.

S. F. No. 1736: A bill for an act relating to highways; providing a penalty for certain unlawful uses of or actions on public highways; prohibiting the erection of a fence on the right of way of a town road; amending Minnesota Statutes 1978, Section 160.27, Subdivision 5.

CONCURRENCE AND REPASSAGE

Mr. Dunn moved that the Senate concur in the amendments by the House to S. F. No. 1736 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1736: A bill for an act relating to highways; providing a penalty for certain unlawful uses of or actions on public highways; prohibiting the erection of a fence on the right of way of a town road; providing for payment of damages by petitioners for cartways; amending Minnesota Statutes 1978, Section 160.27, Subdivision 5 and Minnesota Statutes, 1979 Supplement, Section 164.08, Subdivision 2.

Was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Lessard	Penny	Strand
Ashbach	Frederick	Luther	Perpich	Stumpf
Bang	Gearty	McCutcheon	Pillsbury	Tennessee
Barrette	Gunderson	Menning	Purfeerst	Ueland, A.
Benedict	Hanson	Merriam	Renneke	Ulland, J.
Bernhagen	Hughes	Moe	Rued	Vega
Brataas	Johnson	Nelson	Schmitz	Wegener
Chmielewski	Keefe, J.	Nichols	Setzepfandt	Willet
Coleman	Kirchner	Ogdahl	Sieloff	
Davies	Kleinbaum	Olhoft	Sikorski	
Dieterich	Knaak	Olson	Spear	
Dunn	Knutson	Omann	Stern	

So the bill, as amended, was repassed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the Senate take up the Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement. The motion prevailed.

CALENDAR

H. F. No. 1814: A bill for an act relating to agriculture; clarifying certain requirements for authorized farm corporations; amending Minnesota Statutes 1978, Section 500.24, Subdivision 2.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 49 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Luther	Penny	Staples
Barrette	Hughes	McCutcheon	Perpich	Stern
Benedict	Jensen	Menning	Peterson	Stokowski
Bernhagen	Johnson	Moe	Pillsbury	Strand
Chmielewski	Kirchner	Nelson	Purfeerst	Stumpf
Coleman	Kleinbaum	Nichols	Renneke	Ueland, A.
Dieterich	Knaak	Ogdahl	Rued	Ulland, J.
Dunn	Knoll	Olhoft	Schmitz	Vega
Gearty	Knutson	Olson	Setzepfandt	Willet
Gunderson	Lessard	Omann	Sikorski	

Those who voted in the negative were:

Ashbach	Davies	Keefe, J.	Merriam	Spear
Bang	Engler	Keefe, S.	Sieloff	Tennessee
Brataas	Frederick			

So the bill passed and its title was agreed to.

H. F. No. 1453: A bill for an act relating to retirement; authorizing payment of severance pay to retiring employees; validating past payments; amending Minnesota Statutes 1978, Section 356.24; and Minnesota Statutes, 1979 Supplement, Section 465.72.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Penny	Staples
Ashbach	Gearty	Lessard	Perpich	Stern
Bang	Gunderson	Luther	Peterson	Stokowski
Barrette	Hanson	McCutcheon	Pillsbury	Strand
Benedict	Hughes	Menning	Purfeerst	Stumpf
Bernhagen	Jensen	Merriam	Renneke	Tennessee
Brataas	Johnson	Moe	Rued	Ueland, A.
Chmielewski	Keefe, J.	Nelson	Schmitz	Ulland, J.
Coleman	Keefe, S.	Nichols	Setzepfandt	Vega
Davies	Kirchner	Ogdahl	Sieloff	Willet
Dieterich	Kleinbaum	Olhoft	Sikorski	
Dunn	Knaak	Olson	Sillers	
Engler	Knoll	Omann	Spear	

So the bill passed and its title was agreed to.

S. F. No. 1028: A bill for an act relating to trade regulation; prohibiting certain unfair and deceptive practices and unreasonable restraints of trade in the business of motion picture distribution; prescribing penalties.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Lessard	Perpich	Staples
Bang	Gunderson	Luther	Peterson	Stern
Barrette	Hanson	McCutcheon	Pillsbury	Stokowski
Benedict	Jensen	Menning	Purfeerst	Strand
Bernhagen	Johnson	Moe	Renneke	Stumpf
Brataas	Keefe, J.	Nelson	Rued	Tennessen
Chmielewski	Keefe, S.	Nichols	Schmitz	Ueland, A.
Coleman	Kirchner	Ogdahl	Setzepfandt	Ulland, J.
Dieterich	Kleinbaum	Olhoft	Sieloff	Vega
Dunn	Knaak	Olson	Sikorski	Willet
Engler	Knoll	Omann	Sillers	
Frederick	Knutson	Penny	Spear	

Messrs. Ashbach, Davies, Hughes and Merriam voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1636: A bill for an act relating to state government; requiring certain state-leased space and state agency meetings to be accessible to physically handicapped persons; requiring certain auxiliary aids for physically handicapped participants at state agency meetings; appropriating money; providing penalties; amending Minnesota Statutes 1978, Section 16.85, Subdivisions 1b, 1c, 1d, and by adding a subdivision; and Chapter 15, by adding a section.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 51 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knoll	Penny	Stern
Ashbach	Gunderson	Knutson	Perpich	Stokowski
Bang	Hanson	Lessard	Peterson	Strand
Barrette	Hughes	Luther	Purfeerst	Stumpf
Benedict	Jensen	Menning	Renneke	Tennessen
Bernhagen	Johnson	Moe	Rued	Vega
Chmielewski	Keefe, J.	Nelson	Schmitz	Willet
Coleman	Keefe, S.	Nichols	Sikorski	
Dieterich	Kirchner	Olhoft	Sillers	
Engler	Kleinbaum	Olson	Spear	
Frederick	Knaak	Omann	Staples	

Those who voted in the negative were:

Brataas	McCutcheon	Ogdahl	Setzepfandt	Ueland, A.
Davies	Merriam	Pillsbury	Sieloff	Ulland, J.
Dunn				

So the bill passed and its title was agreed to.

H. F. No. 2152: A bill for an act relating to Carver county; applying the provisions of the municipal housing and redevelopment act to Carver county; providing for local approval of projects.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knoll	Olson	Spear
Ashbach	Gearty	Knutson	Omann	Staples
Bang	Gunderson	Laufenburger	Penny	Stern
Barrette	Hanson	Lessard	Perpich	Stokowski
Benedict	Hughes	Luther	Peterson	Strand
Bernhagen	Humphrey	McCutcheon	Pillsbury	Stumpf
Brataas	Jensen	Menning	Purfeerst	Tennesen
Chmielewski	Johnson	Merriam	Renneke	Ueland, A.
Coleman	Keefe, J.	Moe	Rued	Ulland, J.
Davies	Keefe, S.	Nelson	Schmitz	Vega
Dieterich	Kirchner	Nichols	Sieloff	Wegener
Dunn	Kleinbaum	Ogdahl	Sikorski	Willet
Engler	Knaak	Olhoft	Sillers	

Mr. Setzepfandt voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 2099: A bill for an act relating to housing; permitting an increase in certain grants made by the housing finance agency; authorizing limitations on the assumability of mortgages made or purchased by a state or local agency; creating a veteran's housing assistance program; modifying the program for moderate rehabilitation of rental properties; changing municipal housing rehabilitation programs; appropriating money; amending Minnesota Statutes 1978, Sections 462A.05, Subdivision 17, and by adding a subdivision; 462A.06, Subdivision 11; 462A.21, by adding a subdivision and Minnesota Statutes, 1979 Supplement, Sections 462A.05, Subdivision 15; 462A.21, Subdivision 11; 462C.03, by adding a subdivision; and 462C.05, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knutson	Perpich	Stern
Ashbach	Gunderson	Laufenburger	Peterson	Stokowski
Bang	Hanson	Lessard	Pillsbury	Strand
Barrette	Hughes	Luther	Purfeerst	Stumpf
Benedict	Humphrey	Menning	Renneke	Tennesen
Bernhagen	Jensen	Merriam	Rued	Ueland, A.
Brataas	Johnson	Moe	Schmitz	Ulland, J.
Chmielewski	Keefe, J.	Nelson	Setzepfandt	Vega
Coleman	Keefe, S.	Nichols	Sieloff	Wegener
Dieterich	Kirchner	Olhoft	Sikorski	Willet
Dunn	Kleinbaum	Olson	Sillers	
Engler	Knaak	Omann	Spear	
Frederick	Knoll	Penny	Staples	

Messrs. Davies and McCutcheon voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1987: A bill for an act relating to local government; regulating financial reports of certain municipal hospitals and nursing homes; amending Minnesota Statutes, 1979 Supplement, Sections 471.697, Subdivision 1; and 471.698, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Penny	Staples
Ashbach	Gearty	Laufenburger	Perpich	Stern
Bang	Gunderson	Luther	Peterson	Stokowski
Barrette	Hanson	Menning	Pillsbury	Strand
Benedict	Hughes	Merriam	Purfeerst	Stumpf
Bernhagen	Humphrey	Moe	Renneke	Tennessen
Brataas	Jensen	Nelson	Rued	Ueland, A.
Chmielewski	Johnson	Nichols	Schmitz	Ulland, J.
Davies	Keefe, J.	Ogdahl	Setzepfandt	Vega
Dieterich	Keefe, S.	Olhoft	Sieloff	Wegener
Dunn	Kirchner	Olson	Sikorski	Willet
Engler	Knaak	Omann	Spear	

Messrs. Kleinbaum, McCutcheon and Sillers voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1534: A bill for an act relating to real estate; increasing certain fees charged by the county recorder and registrar of titles; amending Minnesota Statutes 1978, Sections 357.18, Subdivision 1; and 508.82.

Was read the third time and placed on its final passage. The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Laufenburger	Penny	Staples
Ashbach	Gunderson	Lessard	Perpich	Stern
Bang	Hanson	Luther	Peterson	Stokowski
Barrette	Hughes	McCutcheon	Pillsbury	Strand
Benedict	Humphrey	Menning	Purfeerst	Stumpf
Bernhagen	Jensen	Merriam	Renneke	Tennessen
Brataas	Johnson	Moe	Rued	Ueland, A.
Chmielewski	Keefe, S.	Nelson	Schmitz	Ulland, J.
Davies	Kirchner	Nichols	Setzepfandt	Vega
Dieterich	Kleinbaum	Ogdahl	Sieloff	Wegener
Dunn	Knaak	Olhoft	Sikorski	Willet
Engler	Knoll	Olson	Sillers	
Frederick	Knutson	Omann	Spear	

Mr. Keefe, J. voted in the negative.

So the bill passed and its title was agreed to.

CALL OF THE SENATE

Mr. Tennesen imposed a call of the Senate for the proceedings on H. F. No. 753. The following Senators answered to their names:

Anderson	Engler	Kleinbaum	Ogdahl	Sikorski
Ashbach	Frederick	Knaak	Olhoff	Spear
Bang	Gearty	Knutson	Penny	Stern
Barrette	Gunderson	Laufenburger	Perpich	Stokowski
Bernhagen	Hanson	Lessard	Peterson	Strand
Brataas	Hughes	McCutcheon	Pillsbury	Stumpf
Chmielewski	Humphrey	Menning	Purfeerst	Tennesen
Coleman	Jensen	Merriam	Renneke	Ueland, A.
Davies	Johnson	Moe	Rued	Ulland, J.
Dieterich	Keefe, S.	Nelson	Schmitz	Vega
Dunn	Kirchner	Nichols	Sieloff	Willet

The Sergeant at Arms was instructed to bring in the absent members.

H. F. No. 753: A bill for an act relating to banks and banking; removing certain restrictions on services that may be offered at detached facilities; amending Minnesota Statutes 1978, Section 47.53.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 34 and nays 30, as follows:

Those who voted in the affirmative were:

Bang	Hanson	Lessard	Perpich	Stokowski
Barrette	Humphrey	Luther	Pillsbury	Stumpf
Brataas	Johnson	McCutcheon	Sieloff	Tennesen
Coleman	Keefe, S.	Merriam	Sillers	Ueland, A.
Davies	Kleinbaum	Nelson	Spear	Ulland, J.
Dieterich	Knoll	Nichols	Staples	Vega
Gearty	Knutson	Ogdahl	Stern	

Those who voted in the negative were:

Anderson	Engler	Knaak	Omann	Setzepfandt
Ashbach	Frederick	Laufenburger	Penny	Sikorski
Benedict	Gunderson	Menning	Peterson	Solon
Bernhagen	Hughes	Moe	Purfeerst	Strand
Chmielewski	Jensen	Olhoff	Renneke	Wegener
Dunn	Kirchner	Olson	Schmitz	Willet

So the bill passed and its title was agreed to.

S. F. No. 1984: A bill for an act relating to attachment, garnishment and executions; exempting certain insurance contracts, employee benefits and rights of action from garnishment or attachment; amending Minnesota Statutes 1978, Section 550.37, by adding subdivisions.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Laufenburger	Perpich	Staples
Ashbach	Gunderson	Lessard	Peterson	Stern
Bang	Hanson	Luther	Pillsbury	Stokowski
Barrette	Hughes	Menning	Purfeerst	Strand
Benedict	Humphrey	Merriam	Renneke	Stumpf
Brataas	Jensen	Moe	Schmitz	Tennessee
Chmielewski	Johnson	Nelson	Setzepfandt	Ueland, A.
Coleman	Kirchner	Nichols	Sieloff	Ulland, J.
Davies	Kleinbaum	Ogdahl	Sikorski	Vega
Dieterich	Knaak	Olson	Sillers	Wegener
Dunn	Knoll	Omann	Solon	Willet
Engler	Knutson	Penny	Spear	

So the bill passed and its title was agreed to.

H. F. No. 2185: A bill for an act relating to the Knife Lake Improvement District in Kanabec County; authorizing Kanabec County to finance the cost of a certain improvement within the district.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Lessard	Peterson	Stokowski
Aashbach	Gunderson	Luther	Pillsbury	Strand
Bang	Hanson	Menning	Purfeerst	Stumpf
Barrette	Hughes	Merriam	Renneke	Tennessee
Benedict	Humphrey	Moe	Rued	Ueland, A.
Bernhagen	Jensen	Nelson	Schmitz	Ulland, J.
Brataas	Johnson	Nichols	Setzepfandt	Vega
Chmielewski	Kirchner	Ogdahl	Sieloff	Wegener
Davies	Kleinbaum	Olhoff	Sikorski	Willet
Dieterich	Knaak	Olson	Solon	
Dunn	Knoll	Omann	Spear	
Engler	Knutson	Penny	Staples	
Frederick	Laufenburger	Perpich	Stern	

So the bill passed and its title was agreed to.

H. F. No. 1723: A bill for an act relating to snowmobiles; authorizing use in trapping related activities in certain counties; amending Minnesota Statutes, 1979 Supplement, Section 100.29, Subdivision 30.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 54 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Bernhagen	Frederick	Humphrey	Knaak
Ashbach	Chmielewski	Gearty	Jensen	Knutson
Bang	Davies	Gunderson	Johnson	Laufenburger
Barrette	Dieterich	Hanson	Kirchner	Lessard
Benedict	Engler	Hughes	Kleinbaum	Luther

Menning	Olhoft	Purfeerst	Sikorski	Ueland, A.
Merriam	Olson	Renneke	Solon	Ulland, J.
Moe	Omann	Rued	Stern	Vega
Nelson	Penny	Schmitz	Stokowski	Wegener
Nichols	Perpich	Setzepfandt	Strand	Willet
Ogdahl	Pillsbury	Sieloff	Tennessen	

Messrs. Knoll, Peterson, Spear, Mrs. Staples and Mr. Stumpf voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2191: A bill for an act relating to unemployment compensation; including certain services as within definition of employment; providing for the noncharging of certain benefits; regulating accounts of successor employers; regulating reimbursements; providing for deductions from benefits; clarifying a certain disqualification from benefits; regulating employer protests; regulating certain interest charges and penalties; providing for adjustments; amending Minnesota Statutes 1978, Sections 268.06, Subdivisions 25, 26 and 28; 268.10, Subdivision 1; 268.16, Subdivisions 1, 2 and 6; and Minnesota Statutes, 1979 Supplement, Sections 268.04, Subdivision 12; 268.06, Subdivisions 5, 22 and 33; 268.08, Subdivision 3; and 268.09, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Lessard	Peterson	Stokowski
Aashbach	Gunderson	Luther	Pillsbury	Strand
Bang	Hanson	Menning	Purfeerst	Stumpf
Barrette	Hughes	Merriam	Renneke	Tennessen
Benedict	Humphrey	Moe	Rued	Ueland, A.
Bernhagen	Jensen	Nelson	Schmitz	Ulland, J.
Brataas	Johnson	Nichols	Setzepfandt	Vega
Chmielewski	Kirchner	Ogdahl	Sieloff	Wegener
Davies	Kleinbaum	Olhoft	Sikorski	Willet
Dieterich	Knaak	Olson	Solon	
Dunn	Knoll	Omann	Spear	
Engler	Knutson	Penny	Staples	
Frederick	Laufenburger	Perpich	Stern	

So the bill passed and its title was agreed to.

H. F. No. 2187: A bill for an act relating to state lands; authorizing conveyance of certain parcels of land in the city of Brooklyn Center.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 55 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Gunderson	Laufenburger	Perpich	Spear
Barrette	Hanson	Lessard	Peterson	Staples
Benedict	Hughes	Luther	Pillsbury	Stern
Bernhagen	Humphrey	Menning	Purfeerst	Stokowski
Chmielewski	Jensen	Merriam	Renneke	Strand
Coleman	Johnson	Moe	Rued	Stumpf
Davies	Keefe, S.	Nelson	Schmitz	Tennessee
Dieterich	Kirchner	Ogdahl	Setzepfandt	Ulland, J.
Dunn	Kleinbaum	Olson	Sieloff	Vega
Engler	Knaak	Omann	Sikorski	Wegener
Gearty	Knoll	Penny	Solon	Willet

Those who voted in the negative were:

Ashbach	Frederick	Nichols	Olhoft	Ueland, A.
Bang	Knutson			

So the bill passed and its title was agreed to.

H. F. No. 2369: A bill for an act relating to Minnesota Statutes; correcting erroneous, ambiguous, omitted and obsolete references and text; eliminating certain redundant, conflicting and superseded provisions; reenacting a law; amending Minnesota Statutes 1978, Sections 15.052, Subdivision 9; 16.851, Subdivision 1; 16A.26; 25.31; 25.32; 25.33, Subdivisions 1 and 5; 25.34, Subdivision 3; 25.36; 25.40; 25.41, Subdivisions 1 and 5; 25.42; 25.43; 25.44; 28A.15, Subdivision 4; 89.35; 89.36, Subdivision 1; 89.39; 93.45, Subdivision 2; 111.21, Subdivision 1; 112.46; 116.02, Subdivision 2; 116.16, Subdivision 2; 116C.65; 116H.06; 120.17, Subdivision 9; 122.531, Subdivision 2; 123.42; 124.212, Subdivision 8a; 124.46, Subdivision 3; 125.12, Subdivision 4; 126.41, Subdivision 2; 128A.04; 136.148; 136.501; 136.503, Subdivision 1; 136.506; 144.225, Subdivision 1; 144A.01, Subdivision 5; 144A.10, Subdivision 1; 144A.24; 145.22; 147.073, Subdivision 1; 161.171, Subdivision 5; 161.173; 162.02, Subdivision 11; 168B.02, Subdivisions 1 and 2; 168B.05; 168B.07, Subdivision 2; 168B.08, Subdivision 3; 169.751; 169.99, Subdivision 3; 179.61; 179.62; 179.63, Subdivisions 1 and 4; 179.65, Subdivision 1; 179.66, Subdivisions 5, 6 and 9; 179.67, Subdivision 1; 179.68; 179.71, Subdivisions 2, 4 and 5; 179.74, Subdivision 2; 181.12; 197.17; 202A.61; 238.01; 238.02, Subdivisions 1 and 4; 238.03; 238.04, Subdivision 9; 238.06, Subdivision 2; 238.08, Subdivision 4; 238.10; 238.16, Subdivision 2; 241.08, Subdivision 2; 241.44, Subdivision 1a; 242.37; 243.07; 243.12; 245.813, Subdivision 9; 256.09; 256.736, Subdivision 3; 256.76, Subdivision 2; 256.78; 256D.10; 256D.13; 260.251, Subdivision 3; 268.013, Subdivision 6; 296.01, Subdivision 1; 296.11; 296.15, Subdivision 2; 296.17, Subdivisions 1 and 5; 296.19; 296.20; 296.24; 301.511, Subdivision 2; 325.01, Subdivision 1; 325.907, Subdivision 1; 326.33, Subdivision 1; 333.055, Subdivision 2; 340.07, Subdivision 11; 340.11, Subdivision 9; 340.12; 340.14, Subdivision 5; 352.116; 352.1191; 352E.01, Subdivision 1; 352E.04; 352E.045; 354.44, Subdivision 5; 359.07, Subdivision 2; 360.018, Subdivisions 7 and 9; 363.02, Subdivision 3; 365.22; 367.33, Subdivision 3; 387.45; 390.23; 394.24, Subdivision 3; 394.25, Subdivision 5a; 401.02, Subdivision 1; 412.251; 419.07; 419.075, Subdivision 2; 422A.06, Subdivision 2; 422A.11, Subdivision 1; 429.061,

Subdivision 1; 435.191; 440.40; 459.14, Subdivision 7; 462.352, Subdivision 10; 462.36, Subdivision 1; 465.56, Subdivision 2; 471.591, Subdivision 1; 473.163, Subdivision 3; 473.223; 473F.02, Subdivision 21; 474.02, Subdivision 1b; 485.018, Subdivision 4; 485.021; 505.178, Subdivision 2; 525.72; 546.10; 626.556, Subdivision 11; 628.41, Subdivision 6; Chapter 390, by adding a section; Minnesota Statutes, 1979 Supplement, Sections 10A.01, Subdivision 11; 62A.02, Subdivision 3; 69.771, Subdivision 1; 179.74, Subdivision 4; 256B.06, Subdivision 1; 273.73, Subdivision 6; 273.76, Subdivision 2; 273.77; 273.86, Subdivision 4; 275.125, Subdivision 9; 290.06, Subdivisions 3g and 14; 326.211, Subdivision 9; 354A.094, Subdivisions 2, 3, 8, and by adding a subdivision; 354A.38, Subdivision 3; 402.01, Subdivision 1; 424A.06, Subdivision 2; 462A.22, Subdivision 1a; 519.11, Subdivision 1; 549.09, Subdivision 1; 609.341, Subdivision 13; Laws 1979, Chapters 134, Section 2; 333, Sections 26, and 31, Subdivision 3; 335, Section 3, Subdivision 20; and reenacting Laws 1979, Chapter 303, Article I, Section 14; repealing Minnesota Statutes 1978, Sections 239.27; 325.01, Subdivisions 8, 9, 10, 11 and 12; 354A.22, as amended by Laws 1979, Chapter 334, Article VII, Sections 23 to 26; 390.33, Subdivision 7; Laws 1976, Chapters 155, Section 1; 222, Sections 30 and 31; 348, Section 15; Laws 1977, Chapter 323, Section 1; Laws 1979, Chapters 31, Section 2; 217, Section 11; and 316, Section 11.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Penny	Staples
Ashbach	Gearty	Laufenburger	Perpich	Stern
Bang	Gunderson	Lessard	Peterson	Stokowski
Barrette	Hanson	Luther	Pillsbury	Strand
Benedict	Hughes	Menning	Purfeerst	Stumpf
Bernhagen	Humphrey	Merriam	Renneke	Tennessen
Brataas	Jensen	Moe	Rued	Ueland, A.
Chmielewski	Johnson	Nelson	Schmitz	Ulland, J.
Coleman	Keefe, S.	Nichols	Setzepfandt	Vega
Davies	Kirchner	Ogdahl	Sieloff	Wegener
Dieterich	Kleinbaum	Olhoft	Sikorski	Willett
Dunn	Knaak	Olson	Solon	
Engler	Knoll	Omann	Spear	

So the bill passed and its title was agreed to.

H. F. No. 1095: A bill for an act relating to courts; authorizing certain actions against state officers to be tried in a county other than where the cause of action arose; providing for procedure for removal; amending Minnesota Statutes 1978, Sections 542.03; and 542.18.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Penny	Staples
Ashbach	Gearty	Laufenburger	Perpich	Stern
Bang	Gunderson	Lessard	Peterson	Stokowski
Barrette	Hanson	Luther	Pillsbury	Strand
Benedict	Hughes	Menning	Purfeerst	Stumpf
Bernhagen	Humphrey	Merriam	Renneke	Tennessee
Brataas	Jensen	Moe	Rued	Ueland, A.
Chmielewski	Johnson	Nelson	Schmitz	Ulland, J.
Coleman	Keefe, S.	Nichols	Setzepfandt	Vega
Davies	Kirchner	Ogdahl	Sieloff	Wegener
Dieterich	Kleinbaum	Olhoff	Sikorski	Willet
Dunn	Knaak	Olson	Solon	
Engler	Knoll	Omann	Spear	

So the bill passed and its title was agreed to.

H. F. No. 1727: A bill for an act relating to family; providing that natural parents may obtain a copy of an adopted child's original birth certificate; allowing parents ten days to revoke consent to adoption; providing a pre-adoption residency of three months; amending Minnesota Statutes 1978, Sections 144.218, Subdivision 1; 144.225, Subdivision 2; 259.24, Subdivision 5, and by adding a subdivision; 259.25, Subdivision 1, and by adding a subdivision; and 259.27, Subdivision 4; repealing Minnesota Statutes, 1979 Supplement, Sections 259.24, Subdivision 6; and 259.25, Subdivision 2.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Laufenburger	Penny	Spear
Ashbach	Gearty	Lessard	Perpich	Staples
Bang	Gunderson	Luther	Peterson	Stern
Barrette	Hanson	Menning	Pillsbury	Strand
Benedict	Hughes	Merriam	Purfeerst	Stumpf
Bernhagen	Jensen	Moe	Renneke	Tennessee
Brataas	Johnson	Nelson	Rued	Ueland, A.
Chmielewski	Keefe, S.	Nichols	Schmitz	Ulland, J.
Davies	Kirchner	Ogdahl	Setzepfandt	Vega
Dieterich	Kleinbaum	Olhoff	Sieloff	Wegener
Dunn	Knaak	Olson	Sikorski	Willet
Engler	Knutson	Omann	Solon	

Messrs. Humphrey and Knoll voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 2244: A bill for an act relating to Independent School Districts Nos. 279 (Osseo) and 286 (Brooklyn Center); providing for transfers of territory between the districts.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Penny	Staples
Ashbach	Gearty	Laufenburger	Perpich	Stern
Bang	Gunderson	Lessard	Peterson	Stokowski
Barrette	Hanson	Luther	Pillsbury	Strand
Benedict	Hughes	Menning	Purfeerst	Stumpf
Bernhagen	Humphrey	Merriam	Renneke	Tennessen
Brataas	Jensen	Moe	Rued	Ueland, A.
Chmielewski	Johnson	Nelson	Schmitz	Ulland, J.
Coleman	Keefe, S.	Nichols	Setzepfandt	Vega
Davies	Kirchner	Ogdahl	Sieloff	Wegener
Dieterich	Kleinbaum	Olhoff	Sikorski	Willet
Dunn	Knaak	Olson	Solon	
Engler	Knoll	Omann	Spear	

So the bill passed and its title was agreed to.

S. F. No. 2113: A bill for an act relating to education; modifying the employment status of certain substitute teachers; amending Minnesota Statutes 1978, Section 123.35, Subdivision 5.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knutson	Penny	Staples
Ashbach	Gearty	Laufenburger	Perpich	Stern
Bang	Gunderson	Lessard	Peterson	Stokowski
Barrette	Hanson	Luther	Pillsbury	Strand
Benedict	Hughes	Menning	Purfeerst	Stumpf
Bernhagen	Humphrey	Merriam	Renneke	Tennessen
Brataas	Jensen	Moe	Rued	Ueland, A.
Chmielewski	Johnson	Nelson	Schmitz	Ulland, J.
Coleman	Keefe, S.	Nichols	Setzepfandt	Vega
Davies	Kirchner	Ogdahl	Sieloff	Wegener
Dieterich	Kleinbaum	Olhoff	Sikorski	Willet
Dunn	Knaak	Olson	Solon	
Engler	Knoll	Omann	Spear	

So the bill passed and its title was agreed to.

S. F. No. 2263: A bill for an act relating to education; requiring a school board to provide certain teachers on extended leaves of absence with certain health care benefits under certain conditions; amending Minnesota Statutes 1978, Section 125.60, by adding a subdivision.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Benedict	Chmielewski	Davies
Ashbach	Barrette	Brataas	Coleman	Dieterich

Dunn	Keefe, S.	Moe	Purfeerst	Stokowski
Engler	Kirchner	Nelson	Renneke	Strand
Frederick	Kleinbaum	Nichols	Rued	Stumpf
Gearty	Knaak	Ogdahl	Schmitz	Tennessee
Gunderson	Knoll	Olhoft	Setzepfandt	Ueland, A.
Hanson	Knutson	Olson	Sieloff	Ulland, J.
Hughes	Laufenburger	Omman	Sikorski	Vega
Humphrey	Lessard	Penny	Solon	Wegener
Jensen	Luther	Perpich	Spear	Willet
Johnson	Menning	Peterson	Staples	
Keefe, J.	Merriam	Pillsbury	Stern	

So the bill passed and its title was agreed to.

S. F. No. 1835: A bill for an act relating to education; clarifying a term and removing obsolete language in provisions governing school district dissolution and attachment procedure, the consolidation procedure, the procedure for reorganizing a common school district, the procedure for calling special meetings in common school districts, actions against certain school board members, actions against certain school employees, and the establishment of certain libraries; amending Minnesota Statutes 1978, Section 122.22, Subdivisions 2 and 4; 122.23, Subdivisions 9 and 10; 122.25, Subdivision 1; 123.11, Subdivision 7; 127.09; 127.11; and 134.08.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knoll	Omman	Stern
Ashbach	Gearty	Knutson	Penny	Stokowski
Barrette	Hanson	Laufenburger	Perpich	Strand
Benedict	Hughes	Lessard	Pillsbury	Stumpf
Bernhagen	Humphrey	Luther	Purfeerst	Tennessee
Brataas	Jensen	Merriam	Renneke	Ueland, A.
Chmielewski	Johnson	Moe	Rued	Ulland, J.
Coleman	Keefe, J.	Nelson	Schmitz	Vega
Davies	Keefe, S.	Nichols	Sieloff	Wegener
Dieterich	Kirchner	Ogdahl	Sikorski	Willet
Dunn	Kleinbaum	Olhoft	Spear	
Engler	Knaak	Olson	Staples	

Messrs. Gunderson, Menning, Peterson and Setzepfandt voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2314: A bill for an act relating to the legislative auditor; clarifying access to data; amending Minnesota Statutes 1978, Section 3.97, by adding subdivisions.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knutson	Penny	Stern
Ashbach	Gunderson	Laufenburger	Perpich	Stokowski
Bang	Hanson	Lessard	Peterson	Strand
Barrette	Hughes	Luther	Pillsbury	Stumpf
Benedict	Humphrey	Menning	Purfeerst	Tennessee
Bernhagen	Jensen	Merriam	Renneke	Ueland, A.
Brataas	Johnson	Moe	Rued	Ulland, J.
Chmielewski	Keefe, J.	Nelson	Schmitz	Vega
Davies	Keefe, S.	Nichols	Setzepfandt	Wegener
Dieterich	Kirchner	Ogdahl	Sieloff	Willet
Dunn	Kleinbaum	Olhoff	Sikorski	
Engler	Knaak	Olson	Spear	
Frederick	Knoll	Omann	Staples	

So the bill passed and its title was agreed to.

S. F. No. 1717: A bill for an act relating to retirement; local police and salaried firefighters relief associations; providing limited annual automatic post retirement adjustments for certain newly employed, active and retired local relief association members with municipal approval.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knoll	Omann	Staples
Ashbach	Gearty	Knutson	Penny	Stern
Bang	Gunderson	Laufenburger	Perpich	Stokowski
Barrette	Hanson	Lessard	Peterson	Strand
Benedict	Hughes	Luther	Pillsbury	Stumpf
Bernhagen	Humphrey	Menning	Purfeerst	Tennessee
Brataas	Jensen	Merriam	Renneke	Ueland, A.
Chmielewski	Johnson	Moe	Rued	Ulland, J.
Coleman	Keefe, J.	Nelson	Schmitz	Vega
Davies	Keefe, S.	Nichols	Setzepfandt	Wegener
Dieterich	Kirchner	Ogdahl	Sieloff	Willet
Dunn	Kleinbaum	Olhoff	Sikorski	
Engler	Knaak	Olson	Spear	

So the bill passed and its title was agreed to.

H. F. No. 1800: A bill for an act relating to health care; regulating benefits made available under certain health care plans; requiring coverage for reconstructive surgery under certain conditions; amending Minnesota Statutes 1978, Section 62E.06, Subdivision 1, as amended, and Chapter 62A, by adding a section.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 59 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Benedict	Davies	Frederick	Hughes
Ashbach	Bernhagen	Dieterich	Gearty	Humphrey
Bang	Chmielewski	Dunn	Gunderson	Jensen
Barrette	Coleman	Engler	Hanson	Johnson

Keefe, J.	Menning	Omann	Setzepfandt	Stumpf
Keefe, S.	Merriam	Penny	Sieloff	Tennessee
Kleinbaum	Moe	Perpich	Sikorski	Ueland, A.
Knaak	Nelson	Peterson	Spear	Ulland, J.
Knoll	Nichols	Pillsbury	Staples	Vega
Laufenburger	Ogdahl	Purfeerst	Stern	Wegener
Lessard	Olhoft	Rued	Stokowski	Willet
Luther	Olson	Schmitz	Strand	

Messrs. Kirchner, Knutson and Renneke voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1653: A bill for an act relating to public welfare; eliminating authorization for Minnesota State Children's Center; repealing Minnesota Statutes 1978, Sections 260.41 to 260.46.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Knoll	Omann	Staples
Ashbach	Gearty	Knutson	Penny	Stern
Bang	Gunderson	Laufenburger	Perpich	Stokowski
Barrette	Hanson	Lessard	Peterson	Strand
Benedict	Hughes	Luther	Pillsbury	Stumpf
Bernhagen	Humphrey	Menning	Purfeerst	Tennessee
Brataas	Jensen	Merriam	Renneke	Ueland, A.
Chmielewski	Johnson	Moe	Rued	Ulland, J.
Coleman	Keefe, J.	Nelson	Schmitz	Vega
Davies	Keefe, S.	Nichols	Setzepfandt	Wegener
Dieterich	Kirchner	Ogdahl	Sieloff	Willet
Dunn	Kleinbaum	Olhoft	Sikorski	
Engler	Knaak	Olson	Spear	

So the bill passed and its title was agreed to.

H. F. No. 1996: A bill for an act relating to industrial development; providing for various energy related projects; amending Minnesota Statutes 1978, Sections 474.01, Subdivision 4; and 474.02, by adding subdivisions; and Minnesota Statutes, 1979 Supplement, Section 474.03.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Jensen	Knutson	Ogdahl
Bang	Engler	Johnson	Laufenburger	Olhoft
Barrette	Frederick	Keefe, J.	Lessard	Olson
Benedict	Gearty	Keefe, S.	Luther	Omann
Brataas	Gunderson	Kirchner	Menning	Penny
Chmielewski	Hanson	Kleinbaum	Moe	Perpich
Coleman	Hughes	Knaak	Nelson	Pillsbury
Dieterich	Humphrey	Knoll	Nichols	Purfeerst

Renneke	Sieloff	Stern	Tennessen	Wegener
Rued	Sikorski	Stokowski	Ueland, A.	Willet
Schmitz	Spear	Strand	Ulland, J.	
Setzepfandt	Staples	Stumpf	Vega	

Messrs. Ashbach, Bernhagen, Davies, Merriam and Peterson voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2374: A bill for an act relating to the state ceremonial building; creating the state ceremonial building board; amending Minnesota Statutes 1978, Section 16.872.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 48 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Gearty	Knoll	Penny	Staples
Barrette	Gunderson	Laufenburger	Perpich	Stern
Benedict	Hanson	Lessard	Purfeerst	Stokowski
Bernhagen	Hughes	Luther	Renneke	Stumpf
Chmielewski	Humphrey	Menning	Rued	Tennessen
Coleman	Jensen	Merriam	Schmitz	Ulland, J.
Dieterich	Johnson	Moe	Setzepfandt	Vega
Dunn	Keefe, S.	Nelson	Sieloff	Wegener
Engler	Kirchner	Olhoff	Sikorski	
Frederick	Kleinbaum	Olson	Spear	

Those who voted in the negative were:

Ashbach	Davies	Knutson	Omann	Strand
Bang	Keefe, J.	Nichols	Peterson	Ueland, A.
Brataas	Knaak	Ogdahl	Pillsbury	Willet

So the bill passed and its title was agreed to.

H. F. No. 2262: A bill for an act relating to highway traffic regulations; including a constable within the meaning of the definition of peace officer in the implied consent law; amending Minnesota Statutes 1978, Section 169.123, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dieterich	Johnson	Luther	Penny
Ashbach	Dunn	Keefe, J.	Menning	Perpich
Bang	Engler	Keefe, S.	Merriam	Peterson
Barrette	Frederick	Kirchner	Moe	Pillsbury
Benedict	Gearty	Kleinbaum	Nelson	Purfeerst
Bernhagen	Gunderson	Knaak	Nichols	Renneke
Brataas	Hanson	Knoll	Ogdahl	Rued
Chmielewski	Hughes	Knutson	Olhoff	Schmitz
Coleman	Humphrey	Laufenburger	Olson	Setzepfandt
Davies	Jensen	Lessard	Omann	Sieloff

Sikoraki
Spear
Staples

Stern
Stokowski
Strand

Stumpf
Tennessee
Ueland, A.

Ulland, J.
Vega
Wegener

Willet

So the bill passed and its title was agreed to.

H. F. No. 1949: A bill for an act relating to zoning; providing for notice of hearings; changing notice provisions for variance hearings; amending Minnesota Statutes 1978, Section 394.26, Subdivision 2.

Was the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson
Ashbach
Bang
Barrette
Benedict
Bernhagen
Brataas
Chmielewski
Coleman
Davies
Dieterich
Engler

Frederick
Gearty
Gunderson
Hanson
Hughes
Humphrey
Jensen
Johnson
Keefe, J.
Kirchner
Kleinbaum
Knaak

Knoll
Knutson
Lessard
Luther
Menning
Merriam
Moe
Nelson
Nichols
Ogdahl
Olhoff
Olson

Penny
Perpich
Peterson
Pillsbury
Purfeerst
Rued
Schmitz
Setzepfandt
Sieloff
Sikoraki
Solon
Spear

Staples
Stern
Stokowski
Strand
Stumpf
Tennessee
Ueland, A.
Ulland, J.
Vega
Wegener

Messrs. Dunn, Laufenburger, Omann, Renneke and Willet voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 2075: A bill for an act relating to health; requiring certain immunizations for children; requiring certain schools to maintain immunization records and make certain reports; amending Minnesota Statutes 1978, Section 123.70.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson
Ashbach
Bang
Barrette
Benedict
Bernhagen
Brataas
Chmielewski
Coleman
Davies
Dieterich
Dunn
Engler

Frederick
Gearty
Gunderson
Hanson
Hughes
Humphrey
Jensen
Johnson
Keefe, J.
Keefe, S.
Kirchner
Kleinbaum
Knaak

Knoll
Knutson
Laufenburger
Lessard
Luther
Menning
Merriam
Moe
Nelson
Nichols
Ogdahl
Olhoff
Olson

Omann
Penny
Perpich
Peterson
Pillsbury
Purfeerst
Renneke
Rued
Schmitz
Sieloff
Sikoraki
Solon
Spear

Staples
Stern
Stokowski
Strand
Stumpf
Tennessee
Ueland, A.
Ulland, J.
Vega
Wegener

Messrs. Setzepfandt and Willet voted in the negative.

So the bill passed and its title was agreed to.

CALL OF THE SENATE

Mr. Humphrey imposed a call of the Senate for the proceedings on S. F. No. 657. The following Senators answered to their names:

Anderson	Frederick	Knaak	Olson	Spear
Ashbach	Gearty	Knoll	Omann	Staples
Bang	Gunderson	Knutson	Penny	Stern
Barrette	Hanson	Lessard	Perpich	Stokowski
Benedict	Hughes	Luther	Pillsbury	Strand
Bernhagen	Humphrey	Menning	Purfeerst	Stumpf
Brataas	Jensen	Merriam	Renneke	Tennessen
Coleman	Johnson	Moe	Schmitz	Ueland, A.
Davies	Keefe, J.	Nelson	Setzepfandt	Ulland, J.
Dieterich	Keefe, S.	Nichols	Sieloff	Vega
Dunn	Kirchner	Ogdahl	Sikorski	Willet
Engler	Kleinbaum	Olhott	Solon	

The Sergeant at Arms was instructed to bring in the absent members.

S. F. No. 657: A bill for an act relating to nuclear fission thermal power plant certificates of need; adding additional conditions; providing changes in rate base computations; amending Minnesota Statutes 1978, Sections 116H.02, by adding subdivisions; 116H.13, by adding a subdivision; and 216B.16, Subdivision 6.

With the unanimous consent of the Senate, Mr. Humphrey moved to amend S. F. No. 657 as follows:

Page 3, line 2, delete "or"

Page 3, line 3, delete "a year in jail"

The motion prevailed. So the amendment was adopted.

S. F. No. 657 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 34 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Hughes	Menning	Schmitz	Strand
Barrette	Humphrey	Merriam	Sikorski	Stumpf
Benedict	Johnson	Moe	Solon	Tennessen
Coleman	Keefe, S.	Nelson	Spear	Ulland, J.
Davies	Kleinbaum	Olhott	Staples	Vega
Dieterich	Knoll	Penny	Stern	Willet
Gearty	Luther	Perpich	Stokowski	

Those who voted in the negative were:

Ashbach	Frederick	Knutson	Omann	Sieloff
Bang	Gunderson	Laufenburger	Pillsbury	Ueland, A.
Bernhagen	Jensen	Lessard	Purfeerst	Wegener
Brataas	Keefe, J.	Nichols	Renneke	
Dunn	Kirchner	Ogdahl	Rued	
Engler	Knaak	Olson	Setzepfandt	

So the bill, as amended, passed and its title was agreed to.

H. F. No. 1899: A bill for an act relating to the office of secretary of state; adjusting certain fees collected by that office; making them more uniform; amending Minnesota Statutes 1978, Sections 47.16; 53.01; 221.67; 303.13, Subdivision 1; 308.06, Subdivision 4; 317.04, Subdivision 3; 317.67; 540.152; and 543.08.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Lessard	Perpich	Stern
Barrette	Gunderson	Luther	Pillsbury	Stokowski
Benedict	Hughes	Menning	Purfeerst	Strand
Bernhagen	Humphrey	Merriam	Renneke	Stumpf
Brataas	Jensen	Moe	Rued	Tennessen
Chmielewski	Keefe, J.	Nelson	Schmitz	Ueland, A.
Coleman	Keefe, S.	Nichols	Setzepfandt	Ulland, J.
Davies	Kirchner	Ogdahl	Sieloff	Vega
Dieterich	Kleinbaum	Olhott	Sikorski	Wegener
Dunn	Knaak	Olson	Solon	Willet
Engler	Knoll	Omann	Spear	
Frederick	Knutson	Penny	Staples	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mrs. Staples moved that S. F. No. 1141 be taken from the table. The motion prevailed.

Mrs. Staples moved that S. F. No. 1141 be laid on the table. The motion prevailed.

Without objection, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2476.

H. F. No. 2476: A bill for an act relating to the organization and operation of state government; clarifying, providing for deficiencies in, and supplementing appropriations for the expenses of state government with certain conditions; appropriating money; amending Minnesota Statutes 1978, Sections 3A.03, Subdivision 2; 3A.04, Subdivisions 3 and 4; 15.0597, Subdivisions 3, 4, 5, 6 and 7; 15.50, Subdivision 1; 16.854, Subdivision 1; 16A.131, by adding a subdivision; 16A.67, Subdivision 1; 16A.721; 43.005, by adding a subdivision; 43.05, Subdivision 2; 43.062, Subdivisions 1, 2 and 3; 43.065; 43.067, Subdivision 2; 43.068; 43.323, Subdivisions 1 and 2; 43.35; 62D, by adding a subdivision; 82.34; 90.195; 94.10, Subdivision 1; 94.16; 121.90; 121.902, Subdivision 1; 121.906, Subdivision 2; 121.908; 121.912, Subdivision 2; 121.914,

Subdivision 1; 136.81, Subdivision 1; 145.913, Subdivision 3; 214.06, Subdivision 1; 216.16; 216A.01; 216A.03, Subdivision 3, and by adding a subdivision; 216A.04, Subdivisions 1 and 3, and by adding a subdivision; 216A.05, Subdivisions 4 and 5; 216A.07; 216B.17, Subdivision 1; 216B.19; 216B.54; 216B.62, Subdivisions 2 and 3; 216B.64; 237.02; 237.12; 237.295, Subdivisions 1 and 2; 246.014; 352.01, Subdivision 2B; 352.04, Subdivision 5; 352.73, Subdivision 3; 352B.25; 352C.04, Subdivision 3; 352C.09, Subdivision 2; 353.83; 354.55, Subdivision 5; 355.46, Subdivision 3; 355.-50; 403.11, Subdivision 3; 473.408, Subdivision 3; 490.123, Subdivision 1; and Chapters 16, by adding sections; 16A, by adding sections; 97, by adding a section; 121, by adding sections; 216A, by adding a section; 246, by adding a section; 253A, by adding a section; 256, by adding a section; 259, by adding a section; Minnesota Statutes, 1979 Supplement, Sections 3.3005, Subdivision 4; 15A.083, Subdivision 4; 16A.126; 174.28, Subdivision 2; 43.09, Subdivision 2a; 43.24; 82.81, Subdivision 1; 121.917, Subdivision 4; 354A.12, Subdivision 2; 422A.101, Subdivision 3; and Laws 1979, Chapter 300, Section 4, Subdivisions 1 and 5; 301, Section 3 by adding a subdivision; repealing Minnesota Statutes 1978, Sections 3A.11, Subdivision 3; 43.03; 43.06; 121.92, Subdivision 1; 216B.62, Subdivision 1; 352.73, Subdivision 4; 354.43, Subdivision 2; 490.025, Subdivision 8; Minnesota Statutes, 1979 Supplement, Sections 16.93; 16.965; 121.92, Subdivision 2; and Laws 1979, Chapter 217, Section 11.

And the House respectfully requests that a Conference Committee of five members be appointed thereon.

McCarron; Kahn; Anderson, G.; Forsythe and Simoneau have been appointed as such committee on the part of the House.

House File No. 2476 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 27, 1980

Mr. Moe moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 2476, and that a Conference Committee of 5 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

SUSPENSION OF RULES

Mr. Coleman moved that the Senate take up the Consent Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement. The motion prevailed.

CONSENT CALENDAR

H. F. No. 1262: A bill for an act relating to the city of Breezy Point; relating to its tax levy for general purposes; repealing Laws 1971, Chapter 110.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Engler	Lessard	Penny	Spear
Ashbach	Gearty	Luther	Perpich	Staples
Bang	Gunderson	Menning	Pillsbury	Stern
Barrette	Hughes	Merriam	Purfeerst	Stokowski
Benedict	Humphrey	Moe	Renneke	Strand
Bernhagen	Jensen	Nelson	Rued	Stumpf
Brataas	Kirchner	Nichols	Schmitz	Tennessen
Chmielewski	Kleinbaum	Ogdahl	Setzepfandt	Ueland, A.
Coleman	Knaak	Olhoft	Sieloff	Ulland, J.
Davies	Knoll	Olson	Sikorski	Vega
Dieterich	Laufenburger	Omann	Solon	Willet

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Nelson moved that H. F. No. 1981 be taken from the table. The motion prevailed.

H. F. No. 1981: A bill for an act relating to public welfare; authorizing certain payments to shelter facilities for battered women; requiring direct payments to shelter facilities from general assistance; amending Minnesota Statutes 1978, Section 256D.05, Subdivision 3.

SUSPENSION OF RULES

Mr. Nelson moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 1981 and that the rules of the Senate be so far suspended as to give H. F. No. 1981 its second and third reading and place it on its final passage.

CALL OF THE SENATE

Mr. Nelson imposed a call of the Senate for the proceedings on H. F. No. 1981. The following Senators answered to their names:

Anderson	Frederick	Knoll	Perpich	Staples
Bang	Gearty	Knutson	Pillsbury	Stern
Barrette	Gunderson	Lessard	Purfeerst	Stokowski
Benedict	Hanson	Luther	Renneke	Strand
Bernhagen	Hughes	Menning	Rued	Stumpf
Brataas	Humphrey	Nelson	Schmitz	Ueland, A.
Coleman	Jensen	Nichols	Setzepfandt	Ulland, J.
Davies	Johnson	Ogdahl	Sieloff	Vega
Dieterich	Kirchner	Olhoft	Sikorski	Willet
Dunn	Kleinbaum	Omann	Solon	
Engler	Knaak	Penny	Spear	

The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the motion of Mr. Nelson.

The roll was called, and there were yeas 43 and nays 19, as follows:

Those who voted in the affirmative were:

Anderson	Hanson	Knoll	Penny	Stokowski
Benedict	Hughes	Laufenburger	Perpich	Strand
Brataas	Humphrey	Lessard	Purfeerst	Stumpf
Coleman	Jensen	Luther	Setzepfandt	Ulland, J.
Dieterich	Johnson	Merriam	Sikorski	Vega
Dunn	Keefe, S.	Moe	Solon	Wegener
Engler	Kirchner	Nelson	Spear	Willet
Gearty	Kleinbaum	Nichols	Staples	
Gunderson	Knaak	Olson	Stern	

Those who voted in the negative were:

Bang	Frederick	Ogdahl	Renneke	Sillers
Bernhagen	Keefe, J.	Olhoft	Rued	Tennessee
Chmielewski	Knutson	Omann	Schmitz	Ueland, A.
Davies	Menning	Pillsbury	Sieloff	

The motion did not prevail.

SUSPENSION OF RULES

Mr. Nelson moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H. F. No. 1981 and that the rules of the Senate be so far suspended as to give H. F. No. 1981 its second reading and be substituted on the General Orders Calendar for S. F. No. 2027, and that S. F. No. 2027 be indefinitely postponed. The motion prevailed.

H. F. No. 1981 was read the second time.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Coleman, Chairman of the Subcommittee on Bill Scheduling, designated H. F. No. 1837 a Special Order to be heard immediately.

H. F. No. 1837: A bill for an act relating to insurance; extending the temporary joint underwriting association act for an additional two year period; extending the termination date of certain insurance policies; amending Minnesota Statutes 1978, Sections 62F.01, Subdivision 2; and 62F.06, Subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 46 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Keefe, S.	Menning	Penny
Barrette	Gearty	Kirchner	Merriam	Perpich
Benedict	Gunderson	Kleinbaum	Moe	Purfeerst
Bernhagen	Hanson	Knoll	Nelson	Renneke
Chmielewski	Hughes	Laufenburger	Nichols	Rued
Coleman	Humphrey	Lessard	Olhoft	Setzepfandt
Davies	Johnson	Luther	Olson	Sikorski

Solon
Spear
Staples

Stern
Stokowski
Strand

Stumpf
Ulland, J.

Vega
Wegener

Willet

Those who voted in the negative were:

Bang
Brataas
Dieterich
Engler

Frederick
Jensen
Keefe, J.

Knaak
Knutson
Ogdahl

Omann
Pillsbury
Sieloff

Sillers
Tennessen
Ueland, A.

So the bill passed and its title was agreed to.

MEMBERS EXCUSED

Mr. Schaaf was excused from this afternoon's Session. Mr. Sieloff was excused from the Session of today until 12:00 o'clock noon. Mr. Solon was excused from this evening's Session from 8:00 to 9:30 o'clock p.m.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 9:30 o'clock a.m., Friday, March 28, 1980. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate